

1 UNITED STATES DISTRICT COURT  
2 EASTERN DISTRICT OF NEW YORK

3 UNITED STATES OF AMERICA,

4 versus

5 MOHAMMAD AJMAL CHOUDHRY,

6 Defendant.

13 CR 150(WFK)

U.S. Courthouse  
225 Cadman Plaza East  
Brooklyn, NY 11201  
June 26, 2014

7  
8 CRIMINAL CAUSE FOR JURY TRIAL

9 BEFORE THE HONORABLE WILLIAM F. KUNTZ, II

10 UNITED STATES DISTRICT JUDGE

11 APPEARANCES

12 For the Government:

LORETTA E. LYNCH  
United States Attorney  
Eastern District of New York  
271 Cadman Plaza East  
Brooklyn, New York 11201  
BY: AMANDA HECTOR, ESQ.  
MARGARET GANDY, ESQ.  
RICHARD TUCKER, ESQ.  
Assistant U.S. Attorneys

13  
14  
15  
16  
17 For the Defendant:

FEDERICK SOSINSKY, ESQ.  
45 Broadway, 30th Floor  
New York, New York 10006

18  
19 Punjabi Interpreters:

Ashutosh Mishra  
Ravi Kotru  
Manju Verma

20  
21 Court Reporter:

LISA SCHMID, CCR, RMR  
Official Court Reporter  
225 Cadman Plaza East  
Brooklyn, New York 11201  
Phone: 718-613-2644  
Fax: 718-613-2379

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25 Proceedings recorded by mechanical stenography. Transcript  
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LISA SCHMID, CCR, RMR

1 (In open court, outside the presence of the jury.)

2 THE CLERK: All rise. We're here for day four of  
3 criminal trial, USA versus Choudhry, Docket Number 13 CR 150.

4 Counsel, will you please state your appearances for  
5 the record?

6 MR. TUCKER: Rich Tucker, Amanda Hector and Margaret  
7 Gandy for the United States. With us today is Special Agent  
8 Matthew McGuire from the Diplomatic Security Service. Good  
9 morning, Your Honor.

10 THE COURT: Good morning.

11 MR. SOSINSKY: For Mr. Choudhry, Fred Sosinsky,  
12 S-O-S-I-N-S-K-Y. Mr. Choudhry is now joining us.

13 THE COURT: Good morning.

14 And the record should note that the interpreters are  
15 here as well, as they have been every day during the pretrial  
16 proceedings and during the trial.

17 Please be seated, ladies and gentlemen. Thank you.

18 Before we bring the jury in, do we have any procedural  
19 issues that we need to address?

20 MS. HECTOR: Not from the government, Your Honor.

21 MR. SOSINSKY: No, sir.

22 THE COURT: Okay. I'm going ask the witness to come  
23 back to the stand now, please.

24 Bring in the jury.

25 And we have copies of the stipulation and order that

1 counsel agreed to yesterday for your file.

2 (Discussion off the record.)

3 THE COURT: I believe some of our technical issues  
4 have been resolved with respect to the translation. Are they  
5 working now, Mr. Sosinsky?

6 MR. SOSINSKY: I'm advised as much, sir, yes.

7 THE COURT: Okay. That's good. I had a word with the  
8 techie, and they were very helpful.

9 MR. SOSINSKY: I'm sure they were.

10 THE COURT: Good morning, ma'am. How you are?

11 THE WITNESS: (Nods head affirmatively.)

12 THE COURT: We'll bring in the jury in a minute, okay?  
13 If you need anything, just let me know, all right?

14 THE CLERK: All rise.

15 (Jury enters.)

16 THE COURT: Good morning, ladies and gentlemen of the  
17 jury. Thank you for being here and being here promptly.  
18 Please be seated. And we are continuing with the examination  
19 of the witness. Thank you.

20 DIRECT EXAMINATION

21 BY MS. HECTOR:

22 Q Ms. Akmal, when we broke for the day yesterday, we were  
23 talking about the time period after your wedding celebration,  
24 right?

25 A Yes.

A. AJMAL/DIRECT/HECTOR

1 Q Could you please speak up?

2 A Yes.

3 Q And could you remind us what day your wedding celebration  
4 took place?

5 A November 7th, 2012.

6 Q And how long did Shakeel stay in Pakistan, approximately,  
7 after your wedding celebration?

8 A About two weeks.

9 Q And what about your dad, how long did he stay,  
10 approximately, in Pakistan after your wedding celebration?

11 A About a month.

12 Q At some point after your wedding celebration, did you  
13 become aware of any efforts being made to obtain a U.S.  
14 immigration status for Babar?

15 MR. SOSINSKY: Objection to the form.

16 THE COURT: Overruled.

17 A Yes.

18 BY MS. HECTOR:

19 Q Did Shakeel ever contact you about that?

20 A For the pictures.

21 Q When Shakeel -- so, did Shakeel contact you?

22 A Yes.

23 Q Did he contact you in person about it or by phone?

24 A By phone.

25 Q At the point that he contacted you, where was Shakeel?

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A. AJMAL/DIRECT/HECTOR

1 A In the United States.

2 Q So, he was already back in the United States?

3 A Yes.

4 Q And can you tell us about that conversation?

5 A He asked me for the pictures.

6 Q When you say he asked you for the pictures, what do you  
7 mean?

8 A He needed my pictures.

9 Q Did he tell you what type of pictures he needed?

10 A Small.

11 Q Did he tell you what the pictures were for?

12 A Yes, for the visa.

13 Q Can you tell us about the conversation, what did he say,  
14 what did you say --

15 A (No response).

16 Q -- generally?

17 A I told him I have my pictures in Brooklyn house and he  
18 said, "Okay. Just go get new ones."

19 Q At some point, did you get new pictures taken?

20 A Yes.

21 Q Were they passport photos?

22 A Yes.

23 Q Did you have those taken in Pakistan?

24 A Yes.

25 Q At the point that you had those taken, where was your

LISA SCHMID, CCR, RMR

A. AJMAL/DIRECT/HECTOR

1 father?

2 A He was in Pakistan.

3 Q Once the photos were taken, did you personally keep them in  
4 your possession?

5 A No.

6 Q Who kept them, if you know?

7 A I don't know.

8 Q Do you know what was done with your passport photos?

9 A I think they were used for the visa.

10 Q Were you around the day that your father left from Pakistan  
11 to go back to the United States?

12 A Yes.

13 Q Did you see anyone hand anything to him that day?

14 A I'm not sure.

15 Q When your father left Pakistan to go back to the United  
16 States, did anyone go with him to your knowledge?

17 A My Uncle Afzal.

18 Q To your knowledge, had your Uncle Afzal ever been in the  
19 United States before that?

20 A No.

21 Q To your knowledge, did your Uncle Afzal go with your father  
22 to the United States?

23 A Yes.

24 Q While you were in Pakistan, did you ever see any  
25 immigration paperwork for Babar?

A. AJMAL/DIRECT/HECTOR

1 A No.

2 Q While you were in Pakistan, did you ever sign any U.S.  
3 immigration paperwork for Babar?

4 A No, but I can I say something?

5 Q Certainly?

6 A I didn't sign any immigration paperwork, but I don't see it  
7 as a visa fraud, because I was aware of the process and I  
8 didn't say anything. I pretended that I want to be with Babar,  
9 and so my family -- and I told my brother and other relatives  
10 that I do want to come back to the United States. So it's  
11 obvious that if I come back, my husband will come with me.

12 Q Okay.

13 A So --

14 Q Okay.

15 A -- That's why I don't see this as visa fraud because I was  
16 aware of it and I didn't say anything.

17 Q Okay.

18 A And in my family, men do take care of like everything. For  
19 my sisters, my dad took care of the visa process. I don't know  
20 how to do this. So that's why they took it. I don't see it as  
21 a visa fraud.

22 Q Did anyone ever ask you explicitly if they could sign your  
23 name on immigration paperwork for Babar?

24 A I don't remember, no.

25 Q But what you're saying, it's not surprising to you that

A. AJMAL/DIRECT/HECTOR

1 visa paperwork or immigration paperwork for Babar was filed,  
2 fair?

3 MR. SOSINSKY: Objection to the form of that question,  
4 Your Honor.

5 THE COURT: Overruled.

6 A No.

7 BY MS. HECTOR:

8 Q Ms. Ajmal, I'm showing you what's already in evidence as  
9 Government Exhibit 501. It's going to come up on your computer  
10 screen, okay? Do you see this document?

11 A Yes. Yes.

12 Q And I'm going to flip it around and show you the second  
13 page of this document, and I'm going to ask you to take a look  
14 at this second page where there's a signature of petitioner,  
15 and it says, "Amina Ajmal." Do you see that?

16 A Yes.

17 Q Did you ever see this paperwork while you were in Pakistan?

18 A I don't remember. I don't think so.

19 Q Where were you when you first saw this document?

20 A I was at the U.S. Attorney's Office.

21 Q Was that when you were in the United States?

22 A Yes.

23 Q Did members of the U.S. Attorney's Office show you this  
24 document then?

25 A Yes.



A. AJMAL/DIRECT/HECTOR

1 Q Was that the first time you saw this document?

2 A Yes.

3 Q Do you see I'm pointing to the portion of this document,  
4 Government Exhibit, I'm sorry, 501, where there's a little  
5 envelope with pictures in it, do you see that?

6 A Yes.

7 Q And I'm going to take one of those pictures out so that you  
8 can see it. Just excuse me for a second.

9 Do you see that photo, Ms. Ajmal?

10 A Yes.

11 Q Do you recognize it?

12 A Yes.

13 Q Is this the photo that you took in Pakistan after that  
14 conversation with your brother, Shakeel?

15 A Yes.

16 Q I'd like to point out some other parts of this document to  
17 you and ask you some questions about it, okay?

18 A Okay.

19 Q Do you see where it says, "If filing for your husband or  
20 wife, give last address at which you lived together." Do you  
21 see that?

22 A Yes.

23 Q And there's an address in Pakistan, do you see that?

24 A Yes.

25 Q Do you know what that address is?

A. AJMAL/DIRECT/HECTOR

1 A That's our village address.

2 Q And it says, "From March 2012 to November 2012," do you see  
3 that?

4 A Yes.

5 Q Is that the time period between your nikah and your wedding  
6 celebration?

7 A Yes.

8 Q Did you live together with Babar between your nikah and  
9 your wedding celebration?

10 A No.

11 Q I'm going to show you a little further down, where it says,  
12 "Signature of participant -- of petitioner, Amina Ajmal, dated  
13 December 1st, 2012." Were you living in Pakistan as of  
14 December 1st, 2012?

15 A Yes.

16 Q And do you see the phone number there?

17 A Yes.

18 Q Do you recognize that phone number?

19 A Yes.

20 Q Is that a U.S. phone number?

21 A Yes.

22 Q Whose phone number is that?

23 A A house phone number.

24 Q When you say your house phone number --

25 A Brooklyn.

A. AJMAL/DIRECT/HECTOR

1 Q I'm sorry?

2 A Brooklyn house phone number.

3 Q I'm going to focus your attention on another part of the  
4 application or the petition, which is a United States of  
5 America Certificate of Naturalization. Do you recognize this  
6 document?

7 A Yes.

8 Q Is it your Certificate of Naturalization?

9 A Yes.

10 Q And were you naturalized in 2009?

11 A Yes.

12 Q And did you sign this document?

13 A Yes.

14 Q Is that your signature?

15 A Yes.

16 Q I'm going to point your attention to another page of this  
17 the document, where it's titled, "G- 325A, Biographical  
18 Information." Do you see that?

19 A Yes.

20 Q And do you see here where it says, "Applicant's residence  
21 last five years, list present address first." Do you see that?

22 A Yes.

23 Q And do you see that it says, "817 Foster Avenue, Brooklyn,  
24 New York, August 2008 to the present." Do you see that?

25 A Yes.

A. AJMAL/DIRECT/HECTOR

1 Q Is 817 Foster Avenue your father's house in Brooklyn?

2 A Yes.

3 Q Did you live at 817 Foster Avenue for the period 2008 'til  
4 December 1st, 2010?

5 A No.

6 Q Were you living in Pakistan for the majority of that time?

7 A Yes.

8 Q I'm sorry, I think I misspoke. I'll just repeat it.

9 It says, "817 Foster Avenue, Brooklyn, New York.  
10 August 2008 to the present," and the date on this document is  
11 December 1st, 2012, not 2010. Do you see that?

12 A Yes.

13 Q And for the time period between 2008 and 2012, in December,  
14 is it fair to say that for the majority of that time, you were  
15 living in Pakistan, not at 817 Foster Avenue in Brooklyn, is  
16 that fair?

17 A Yes.

18 Q I'd like to focus your attention on this part of the  
19 document. It's an attachment, these two pages, page one and  
20 page two, do you see that?

21 A Yes.

22 Q Can you tell us what this document is?

23 A That's my marriage certificate.

24 Q Is the certificate that you described happen at the nikah?

25 A Yes.

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A. AJMAL/DIRECT/HECTOR

1 Q Did you sign this certificate?

2 A Yes.

3 Q Is that your signature on the certificate?

4 A Yes.

5 Q After your wedding celebration, so not after your nikah,  
6 but after your wedding celebration, did you move in with Babar  
7 and his family?

8 A Yes.

9 Q What was your relationship like with Babar after you moved  
10 in together?

11 A (Pausing). We were just like strangers.

12 Q Did you talk to each other?

13 A Not much.

14 Q Did you think that after your wedding celebration, you  
15 would be allowed to move to the United States?

16 A Yes.

17 Q Were you allowed to move to the United States after your  
18 wedding celebration?

19 A No.

20 Q Why not?

21 A I guess we were newlyweds at the time and Babar couldn't  
22 come to the United States, maybe that's why they wanted me to  
23 live there.

24 Q Did anyone tell you anything about anything that you'd have  
25 to do before moving to the United States?

A. AJMAL/DIRECT/HECTOR

1 A (Pausing). I wasn't happy with him, so, like my family  
2 wanted me to live with him happily and accept the marriage.

3 Q What does it mean to live with him happily and accept the  
4 marriage?

5 A (Pausing). I didn't accept him as my husband.

6 Q What does it mean to you to not accept him as your husband?

7 A (Pausing). Couldn't consummate the marriage.

8 Q At some point, did you start to consider the possibility of  
9 leaving Pakistan without anyone's permission?

10 A Yes.

11 Q Did you discuss your plans with anyone?

12 A Shujat.

13 Q Why did you discuss your plans with Shujat?

14 A Only he can help me escape.

15 Q I'm sorry?

16 A He could help me escape.

17 Q Why did you need help?

18 A (Pausing). I didn't want to do it myself.

19 Q Besides Shujat, did you try to get help from anyone else?

20 A No.

21 Q Did you ever contact any entities for help?

22 A U.S. Embassy.

23 Q Did you receive any advice from the embassy?

24 A Yes.

25 Q What was the advice?

LISA SCHMID, CCR, RMR

A. AJMAL/DIRECT/HECTOR

1 MR. SOSINSKY: Objection to statements.

2 THE COURT: Overruled.

3 A They told me to bring my NICOP with me.

4 BY MS. HECTOR:

5 Q What's a NICOP?

6 A It's a Pakistani identity card.

7 Q A NICOP is a Pakistani identity card?

8 A Yes.

9 Q What was your understanding as to why you needed a NICOP?

10 A I wasn't able to leave Pakistan without that.

11 Q At that time, did you have access to your NICOP?

12 A No.

13 Q Did you know where your NICOP was?

14 A No.

15 Q Did there come a point in time when that changed?

16 A Yes.

17 Q What happened?

18 A I got ahold of my NICOP for -- to vote in election.

19 Q I'm sorry. Can you say that a little more clearly?

20 A I got ahold of it, onto my NICOP.

21 Q How did you get ahold of your NICOP?

22 A From -- to vote in election.

23 Q To vote in an election? Is that what you said?

24 A Yes.

25 Q Can you explain to the jury what the relationship was

A. AJMAL/DIRECT/HECTOR

1 between your NICOP and voting?

2 A I needed that for -- to vote in election there, and it was  
3 my identity card.

4 Q Did there come a time where you were going to vote in  
5 Pakistan?

6 A Yes.

7 Q Do you remember when that was, approximately?

8 A In the beginning of December, 2012.

9 Q Who gave you your NICOP to vote?

10 A My Aunt Zohra.

11 Q Once you had your NICOP, did you come up with a plan to  
12 leave Pakistan?

13 A Yes.

14 Q Who was involved in developing that plan with you?

15 A Shujat.

16 Q Anyone else?

17 A No.

18 Q What was the plan?

19 A That he will drive me to embassy or U.S. Consulate, and  
20 from there we come to the United States.

21 Q How would he get you?

22 A In the car.

23 Q Where would Shujat pick you up?

24 A Outside the village.

25 Q I'm sorry?

LISA SCHMID, CCR, RMR



A. AJMAL/DIRECT/HECTOR

1 A Outside the village.

2 Q Did you have a plan as to when you would leave, what time  
3 of day?

4 A In the evening.

5 Q Was there any particular reason you picked the evening?

6 A (Pausing). Everyone's busy with dinner, it's dinnertime,  
7 so that's why.

8 Q I'm sorry?

9 A Everyone -- it was a dinnertime, so everyone was busy, so  
10 that's why.

11 Q Why did it matter that it was dinner and everyone was busy?

12 A So no one notices or see anyone.

13 Q When you decided on this plan, where was Shujat at the  
14 time?

15 A He was in Pakistan.

16 Q Was he in Chiryawala?

17 A No.

18 Q How long had he been gone from Chiryawala at that point?

19 A About a month.

20 Q Do you know why he was gone from Chiryawala?

21 A (Pausing). So when I leave, he's not blamed.

22 Q Did there come a time of day that you put your plan into  
23 action?

24 A Yes.

25 Q Did you leave Chiryawala?

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A. AJMAL/DIRECT/HECTOR

1 A Yes.

2 Q At the time that you left, were you living in Babar's house  
3 or your family's house?

4 A Babar's house.

5 Q How far was Babar's house from your family's house?

6 A A couple of minutes walk.

7 Q At the time that you left, can you tell us who was living  
8 at your family's house at the time.

9 MS. HECTOR: And I'm going to put up Government  
10 Exhibit 1 for -- that's in evidence. And the board 1A is also  
11 in front of the jury.

12 (Exhibit published to the jury.)

13 BY MS. HECTOR:

14 Q Who was living at your family's house as of the day that  
15 you left?

16 A My Uncle Akmal, his wife, and children. And my sister  
17 Tasneen and her children.

18 Q So Akmal and his wife, is his wife, Zohra?

19 A Yes.

20 Q How many of his children were living in your family's home  
21 in Pakistan at that time?

22 A Two daughters and two sons.

23 Q How old was the youngest, approximately, at that time?

24 A Seven.

25 Q And you said your sister Tasneen, sorry?

A. AJMAL/DIRECT/HECTOR

- 1 A Yes.
- 2 Q And her children?
- 3 A Yes.
- 4 Q How many children were with her at that time in the house?
- 5 A Three.
- 6 Q How old was the youngest?
- 7 A Three.
- 8 Q How old was the second youngest?
- 9 A Six.
- 10 Q Was the youngest child, the three year old, in school at
- 11 that time?
- 12 A No.
- 13 Q Were there any servants living in your home, in your
- 14 family's home in Pakistan at that time?
- 15 A Two.
- 16 Q Which servant, men or women?
- 17 A Two men.
- 18 Q Was Sain Ashfaq one of them?
- 19 A Yes.
- 20 Q Was there any additional servants that came during the day?
- 21 A A woman.
- 22 Q And during that time, right before you left, was it typical
- 23 that someone would be home during the day in your house -- in
- 24 your family's house in Pakistan?
- 25 A Yes, but it's also possible that no one was at home at some

A. AJMAL/DIRECT/HECTOR

1 time.

2 Q Now, I'd like to direct your attention to that day that you  
3 left, okay?

4 A Okay.

5 Q Do you remember what day it was?

6 A January 4, 2013.

7 Q Do you remember the actual moment that you walked out of  
8 the door of Babar's home?

9 A Yes.

10 Q How did you feel at that moment that you left?

11 A (Pausing). I was upset, confused.

12 Q At that point, did you think that you would see your family  
13 again?

14 A I didn't know.

15 Q Did you have a place where you were going to meet Shujat?

16 A Yes.

17 Q How far was that place from your home or Babar's home?

18 A A couple of minutes walk.

19 Q Did you walk to that location?

20 A Yes.

21 Q Was Shujat there?

22 A Yes.

23 Q What did you do when you got to the location with Shujat?

24 A I got into the car and left.

25 Q At that point, how long had it been since you had seen

A. AJMAL/DIRECT/HECTOR

1 Shujat in person, in close proximity?

2 A I never saw him in person before.

3 Q Well, did you see him the time you met him at your sister's  
4 wedding?

5 A Yes.

6 Q Were there any occasions during the three years that you  
7 were in Pakistan that you would see him on the street or at a  
8 market or at a wedding?

9 A Yes.

10 Q Had you have been -- since the time of your sister's  
11 wedding, had you ever been that physically -- in that sort of  
12 physical proximity to Shujat since that time?

13 A No.

14 Q After you got into the car, where did the two of you head?

15 A Lahore.

16 Q Why Lahore?

17 A Because there was U.S. Consulate.

18 Q While you were driving, did you make any phone calls?

19 A Yes.

20 Q How long after you were driving did you make a phone call?

21 A About half an hour.

22 Q Where did you call?

23 A My family house in Chiryawala.

24 Q Why did you call your family house in Chiryawala?

25 A To let them know I left.

A. AJMAL/DIRECT/HECTOR

1 Q Why did you want to let them know that you left?

2 A (Pausing). I didn't want everybody know that I had left,  
3 so I wanted to give a heads up to my family.

4 Q Was there any reason you wanted to give them a heads up?

5 A So they could cover it and tell people that I had gone to  
6 U.S. and my house in Brooklyn.

7 Q Why was it important to you to give your family an  
8 opportunity to cover it?

9 A (Pausing). It was embarrassing if everybody finds out.

10 Q At that point, where did you think you'd go once you got to  
11 the United States?

12 A (Pausing). I thought I would stay at someplace for a  
13 couple of days and then go to my house in Brooklyn.

14 Q At some point, did your thought that you could go to your  
15 house in Brooklyn change?

16 A Yes.

17 Q While you were driving, did Shujat receive any phone calls?

18 A He got a call from his father.

19 Q Did he get more than one phone call on the ride or just  
20 one?

21 A One time.

22 Q Could you hear the other people on the phone when he would  
23 get phone calls?

24 A No.

25 Q Did you call the embassy or the consulate at any point?

A. AJMAL/DIRECT/HECTOR

1 A Yes.

2 Q Did Shujat call the embassy or the consulate at any point?

3 A Yes.

4 Q How long did it take you to get to Lahore?

5 A About four hours.

6 Q Do you remember, approximately, what time of day it was  
7 when you got to Lahore?

8 A One in the morning.

9 Q Did you stay in Lahore that night?

10 A Yes.

11 Q I want to talk about the next morning, okay? Did you have  
12 any money on you at that time?

13 A No.

14 Q Did you do anything to try to get money?

15 A I tried to sell a necklace.

16 Q Did you try to sell any other jewelry?

17 A No.

18 Q Were you able to sell your necklace?

19 A No.

20 Q Did you leave any of the jewelry that you had on you with  
21 Shujat?

22 A My necklace.

23 Q Why did you do that?

24 A So he could sell it and give money to me next day.

25 Q Was he ever able to give money to you the next day?

A. AJMAL/DIRECT/HECTOR

1 A No.

2 Q Were you in touch with officials from the U.S. consulate  
3 that morning?

4 A Yes.

5 Q Did you meet with people from the U.S. consulate that day?

6 A Yes.

7 Q Logistically speaking, how did you meet up with people from  
8 the U.S. consulate?

9 A They came in a van, they parked in front of us. So I went  
10 to their car.

11 Q You went from the car with Shujat to the car with people  
12 from the consulate?

13 A Yes.

14 Q Did Shujat come with you to the car with the consulate  
15 people?

16 A No.

17 Q Shujat's a Pakistani citizen, is that right?

18 A Yes.

19 Q Before you left Shujat's car, did Shujat tell you where he  
20 was planning to go?

21 A To a friend, I don't know exactly where.

22 Q At some point after you met up with people from the U.S.  
23 consulate, did you go to the airport?

24 A Yes.

25 Q Did you get on a flight to the United States?

LISA SCHMID, CCR, RMR



A. AJMAL/DIRECT/HECTOR

1 A Yes.

2 Q How did you pay for your flight to the United States?

3 A I took a loan.

4 Q Do you know who that loan was from?

5 A U.S. government.

6 Q About how long after you met up with officials from the  
7 U.S. consulate were you on a flight to the United States?

8 A Next day.

9 Q Did anyone accompany you to the airport?

10 A Consulate people.

11 Q Did anyone accompany you on the flight?

12 A No.

13 Q When you arrived in the United States, was someone there to  
14 meet you?

15 A Yes.

16 Q Did that person take you to a location?

17 A Yes.

18 Q For how long, approximately, did you stay at that first  
19 location?

20 A Six months.

21 Q After you got to the United States, did you make any calls  
22 to any of your family members?

23 A I called my brother next day.

24 Q Did you call his cell phone or his home phone?

25 A His cell phone.

A. AJMAL/DIRECT/HECTOR

1 Q What was your purpose in calling him?

2 A To let them know that I'm in the United States, and I'm not  
3 in Pakistan, and I came here on my own there, and --

4 Q Why was it -- I'm sorry, I didn't want to cut you off.

5 A That's it.

6 Q If you could please try to sit up and speak into the  
7 microphone, and speak clearly and loudly if you can?

8 Why was it important -- was it important to you to  
9 tell your brother that you came of your own will?

10 A (Pausing). I don't know. I just know that.

11 Q Do you know why you told him that?

12 A (Pausing). He get to -- took care of me, so I didn't want  
13 them to blame him for that.

14 Q Did there come a point in time when you talked to your  
15 sister?

16 A Yes.

17 Q Which sister?

18 A Nasreen.

19 Q Was Nasreen in the United States or Pakistan or somewhere  
20 else at that time?

21 A In the United States.

22 Q What phone did you call her on?

23 A Homeland line.

24 Q Is that the phone at Foster Avenue?

25 A Yes.

LISA SCHMID, CCR, RMR

A. AJMAL/DIRECT/HECTOR

1 Q When you called the land line, did you have any knowledge  
2 of who would answer the phone?

3 A (Pausing). I believe my sister or sister-in-law would  
4 answer.

5 Q Why did you think that?

6 A Mostly they answer the land line.

7 Q Please try to speak clearly and loudly if you can.

8 Do you remember when you called your sister?

9 A (Pausing). A couple of weeks after I came here.

10 Q Why did you call your sister when you called her?

11 A Because my family was threatening Shujat's family in  
12 Pakistan.

13 Q Was there anything specific that had happened that caused  
14 you to call your sister at that time?

15 MR. SOSINSKY: Objection to hearsay.

16 THE COURT: Overruled.

17 A Somebody shot at their -- at his parents' car.

18 BY MS. HECTOR:

19 Q You mentioned that when you first left your home or Babar's  
20 home in Chiryawala, you thought that after you got to the  
21 United States, after a little bit, you'd return to your home or  
22 you might return to your home in Brooklyn, right?

23 A Yes.

24 Q And you said that plan changed, that idea changed at some  
25 point?

A. AJMAL/DIRECT/HECTOR

1 A Yes.

2 Q Why did that idea change?

3 A Because my leaving the house was not a secret anymore,  
4 everybody knew from Chiryawala. So there was no point in going  
5 out.

6 Q Why does the fact of whether it's a secret or not impact  
7 whether you go to your family home in Brooklyn?

8 A Because like if everybody knows that they already -- I  
9 already dishonored them, so there's no point to claim that now.

10 Q And if it were a secret, what would that mean to you?

11 A (Pausing). I could go home.

12 Q Why?

13 A (Pausing). And pretend that I didn't leave on my own.

14 Q What do you mean?

15 A Like -- (Pausing). I don't know.

16 Q Can you explain what you mean?

17 A (Pausing). So then my family's not dishonored.

18 Q If no one knows, then maybe your family is not dishonored,  
19 is that what you're saying?

20 A Yes.

21 Q After you got to the United States, did there come a time  
22 when you contacted law enforcement agents?

23 A Yes.

24 Q Why did you contact agents?

25 MR. SOSINSKY: Objection.

LISA SCHMID, CCR, RMR

A. AJMAL/DIRECT/HECTOR

1 THE COURT: Overruled.

2 A (Pausing). My family was threatening Shujat's family, and  
3 I wanted them to prevent that.

4 BY MS. HECTOR:

5 Q Did you also meet with prosecutors from the United States  
6 attorneys office?

7 A Yes.

8 Q Did agents and prosecutors ask you to tell them about the  
9 events leading up to your departure from Pakistan?

10 A Yes.

11 Q Did you answer their questions?

12 A Yes.

13 Q When you spoke to agents and prosecutors, did you meet with  
14 them one time or many times?

15 A Many times.

16 Q Were you a hundred percent truthful with them about the  
17 circumstances that led you to leave Pakistan?

18 A No.

19 Q What weren't you truthful about?

20 A About my and Shujat's relationship.

21 Q What about your and Shujat's relationship?

22 A I told them he just help me as a friend, that's all.

23 Q I'm sorry?

24 A I told him he just help me as a friend.

25 Q Did you have to change parts of your story to be consistent

A. AJMAL/DIRECT/HECTOR

1 with that lie?

2 MR. SOSINSKY: Objection to --

3 THE COURT: Overruled.

4 A Yes.

5 BY MS. HECTOR:

6 Q Why did you lie about that?

7 A (Pausing). It was personal and I was embarrassed to talk  
8 about it.

9 Q Any other reasons?

10 A No.

11 Q Did agents and prosecutors tell you not to discuss the  
12 content of your meetings with them with anyone?

13 A Yes.

14 Q Did they tell you that multiple times?

15 A Yes.

16 Q Did you follow that direction?

17 A No.

18 Q Who did you discuss the content of your meetings with?

19 A Shujat.

20 Q At some point, did you decide to tell agents and  
21 prosecutors about the true nature of your relationship with  
22 Shujat?

23 A Yes.

24 Q What is the current status of your relationship with  
25 Shujat?

A. AJMAL/DIRECT/HECTOR

1 A (Pausing). I want to marry him.

2 Q Are you still together with him?

3 A Yes.

4 Q What, if anything, are you doing about your marriage to  
5 Babar?

6 A I'm applying for annulment.

7 Q I'm sorry?

8 A I'm applying for annulment.

9 Q When you met with agents and prosecutors, did you tell them  
10 about the conversation you had with your father when he  
11 threatened to kill you?

12 A Yes.

13 Q At some point later, did you tell agents and prosecutors  
14 that your father hadn't directly threatened you?

15 A Yes.

16 Q Why did you do that?

17 A I forgot.

18 Q Did you really forget?

19 A (Pausing). I was mad at him first, but now I pray for him.

20 Q Ms. Ajmal, did your father directly threaten to kill you in  
21 a phone conversation while you were in Pakistan?

22 A He did once, but I don't think he mean it.

23 Q Ms. Ajmal, do you still love your father?

24 A Yes.

25 Q Do you want to be testifying here today?

LISA SCHMID, CCR, RMR

A. AJMAL/DIRECT/HECTOR

1 A No.

2 Q Did there come a point in time when agents asked you to  
3 record telephone conversations with your father?

4 A Yes.

5 Q Did you agree to do that?

6 A Yes.

7 Q Did you do it?

8 A Yes.

9 Q Did those conversations take place in English or in  
10 Punjabi?

11 A In Punjabi.

12 Q Did you call your father at home or on his cell phone?

13 A On his cell phone.

14 Q Did you ever call your father at home during recorded  
15 conversations?

16 A I think so.

17 Q What's your family's home number in Brooklyn?

18 A 718-434-1976.

19 Q I'm sorry, could you say that a little more slowly?

20 A 718-434-1976.

21 Q What's your father's cell phone number?

22 A 917-853-7685.

23 Q Do you know where your father was when you had those  
24 conversations with him?

25 A At home and sometimes at work.



A. AJMAL/DIRECT/HECTOR

1 Q When you say at working, where do you mean?

2 A Driving a taxi.

3 Q When you made those recorded calls, who was in the room  
4 with you?

5 A Agents and my lawyers.

6 Q After you would make a call, would you tell the agents what  
7 happened during the call?

8 A Yes.

9 Q Do you remember approximately how many recordings you made?

10 A Four or five.

11 Q Do you remember approximately when you made those  
12 recordings?

13 A In February 2013.

14 Q Do you remember what was the last day that you made a  
15 recording?

16 A February 27th, 2013.

17 Q Are you sure of that date?

18 A No.

19 Q Have you spoken to your father since the last recorded  
20 conversation you made?

21 A No.

22 Q Ms. Ajmal, I want to ask you about some references and  
23 words that were used during the recorded conversations with  
24 your father. Okay?

25 A Okay.

LISA SCHMID, CCR, RMR

A. AJMAL/DIRECT/HECTOR

1 Q When you refer to Uncle Asghar, who is that?

2 A Shujat's father.

3 Q When you refer to Golli, G-O-L-L-I, who is that?

4 A That's my cousin, Tahseen.

5 Q Can you tell spell her name?

6 A T-A-H-S double E-N.

7 Q Looking at Government Exhibit 1, is that this person right  
8 here?

9 A Yes.

10 Q Who is Nasree?

11 A That's my Aunt Nusrat.

12 Q Is that Nusrat up here on Government Exhibit 1?

13 A Yes.

14 Q What about the term "Apa," A-P-A, what does that mean?

15 A That's her.

16 Q I'm sorry?

17 A That's her also.

18 Q You refer to Nusrat or Nasree as Apa?

19 A Yes.

20 Q And when you and your father refer to Shoshi, who do you  
21 understand that to be?

22 A Shujat.

23 Q What about the term "Mamo"?

24 A Mamo is Nisar.

25 Q Is that, looking at Government Exhibit 1, that is Nisar,

A. AJMAL/DIRECT/HECTOR

1 Babar's father?

2 A Yes.

3 Q What about the term "Chachoo"? C-H-A-C-H-O-O?

4 A That's my Uncle Akmal.

5 Q Who is Sheeno?

6 A My aunt.

7 Q Can you describe in a little more detailed who that person  
8 is? Like who she's married to or who --

9 A She's my mother's sister.

10 Q Mazhar Iqbal down here?

11 A Yes.

12 Q Who is Geegee, G-E-E-G-E-E?

13 A He's my cousin.

14 Q Do you remember mentioning someone by the name of Aslam in  
15 a conversation with your father?

16 A Yes.

17 Q Is Aslam someone who lives in Chiryawala?

18 A Yes.

19 Q In your understanding, did Aslam's daughter run away at  
20 some point?

21 A Yes.

22 Q Were there rumors and gossip around the village about that?

23 A Yes.

24 Q What's the rumor?

25 MR. SOSINSKY: Objection, Judge, to rumor.

A. AJMAL/DIRECT/HECTOR

1 THE COURT: Overruled.

2 A That she run away and she's been killed.

3 BY MS. HECTOR:

4 Q Do you have any personal knowledge of whether that's true  
5 or not?

6 A No.

7 Q When you were a little girl living in Brooklyn, were you  
8 aware of any relationship between one of your sisters and a man  
9 who lived in the United States?

10 A (Pausing).

11 Q Strike that. I'm going to direct your attention to some  
12 transcripts of the calls that are in evidence.

13 MS. HECTOR: And I'm going to ask if the Court would  
14 mind if I provided Ms. Ajmal with a copy of the transcripts.  
15 They're in evidence as Government Exhibits 101, 102, 103, 104,  
16 105, and 106.

17 THE COURT: You may do that through Mr. Jackson.

18 MS. HECTOR: (Handing.)

19 THE COURT: And do you wish to publish to it the jury  
20 at the same time on the Elmo, ma'am?

21 MS. HECTOR: I will, Your Honor.

22 THE COURT: All right. Thank you. These documents  
23 are already in evidence, ladies and gentlemen of the jury.

24 THE CLERK: (Handing to the witness.)  
25

A. AJMAL/DIRECT/HECTOR

1 BY MS. HECTOR:

2 Q Now Ms. Ajmal, I'm going to ask you some questions and when  
3 you do, I'll direct you to a particular page or particular  
4 exhibit, okay?

5 A Okay.

6 Q Have you had opportunities to listen to the recorded calls  
7 that you made with your father?

8 A Yes.

9 Q And have you also had opportunities to review transcripts  
10 of those calls?

11 A Yes.

12 Q Okay. I'd like to start by directing your attention to  
13 Government Exhibit 101. Ms. Ajmal, do you see that one in  
14 front of you, it says, February 15th, 2013, in the middle of  
15 the first page?

16 A Yes.

17 Q Okay. I'm going to ask you to turn to page three. And for  
18 the jurors I will also put it on the Elmo. So if you don't  
19 want to go to your transcript book, it will also be on the  
20 screen. Oh, I'm sorry, I'll use my unmarked copy.

21 A (Peruses document.)

22 Q And I'm going to direct you to a particular passage which  
23 I'm going to read and then I'm going to ask you some questions  
24 about it.

25 Defendant: "My daughter, quietly come to your home.

A. AJMAL/DIRECT/HECTOR

1 I am living like a dead person. Don't humiliate me any  
2 further. Whatever you want, I will do it."

3 Amina: "You told me this earlier, too. You wasted  
4 three years of mine."

5 Defendant: "I told you before, and I apologize for  
6 what I promised you before. I am asking you to forgive me.  
7 Come back. I have been humiliated previously too, two times  
8 both over here and there. And now, I find no place in the  
9 world to live any longer. If you come home, I will be happy.  
10 I will touch your feet, I am begging you come and look what  
11 condition I am in, you would die. Come."

12 Do you see that?

13 A Yes.

14 Q Amina, what did you mean when you said, "You wasted three  
15 years of mine"?

16 A When he left me in Pakistan.

17 Q I'm sorry. If could you please speak into the microphone.

18 A When he left me in Pakistan.

19 Q The three years you were in Pakistan?

20 A Yes.

21 Q When your father said, "I have been humiliated previously,  
22 too. Two times, both over here and there."

23 What did that mean to you?

24 A (Pausing). I don't know.

25 Q You do not know. Is that what you're saying?

A. AJMAL/DIRECT/HECTOR

1 A (Pausing). I think he's talking about when I left. And  
2 when my sister left.

3 Q Was there a time your sister left?

4 A Yes.

5 Q I'd like to direct your attention to the transcript marked  
6 Government Exhibit 102. And dated on the front, February 20th,  
7 2013. So five days later.

8 A (Peruses document.)

9 Q Okay. I want to direct your attention to about the middle  
10 of the page where you start by saying, "Whatever you are doing  
11 in Pakistan, please stop that." Do you see that?

12 A Yes.

13 Q Okay. Please move the microphone closer to your mouth.

14 A (Complies).

15 Q I'm going to read the passage that I'm going to ask you  
16 about.

17 Amina: "Whatever you are doing in Pakistan, please  
18 stop that."

19 Defendant: "What am I doing in Pakistan?"

20 Amina: "To them."

21 Defendant: "Until I find you, I won't stop. Until I  
22 find you, nothing is going to stop. I am going to kill their  
23 whole family."

24 Amina: "Why would you kill them? You know I came by  
25 myself and I have nothing to do with them and I" --

A. AJMAL/DIRECT/HECTOR

1 Defendant: "There is only one thing. Come home. I  
2 swear to God, no harm will be done to you if you come back  
3 home. No one will bother you. Until I find you, I -- I will  
4 go kill all their members one by one."

5 Do you see that?

6 A Yes.

7 Q When your father said, "I'm going to kill their whole  
8 family," whose family did you understand him to be referring  
9 to?

10 A Shujat.

11 Q And when your father said, "I will go kill all their  
12 members one by one," whose family did you understand him to be  
13 referring to?

14 A Shujat.

15 Q Please turn to the next page, page four.

16 A (Peruses document.)

17 Q I'm going to read the passage I'm going to ask you about.

18 Amina: "Stop all the things that you're doing in  
19 Pakistan."

20 Defendant: "What?"

21 Amina: "All the threats, killing and all of the stuff  
22 you are doing."

23 Defendant: "Threats?"

24 Amina: "Yes, the ones that you have made to Uncle  
25 Asghar."



A. AJMAL/DIRECT/HECTOR

1 Defendant: "Who gave the threats, huh?"

2 Amina: "All those bullets that you are shooting on  
3 them."

4 Defendant: "What are we doing to them?"

5 Amina: "Bullets that you have shot at them."

6 Defendant: "I will keep shooting at them until you  
7 come back home. I will kill myself and also make sure I kill  
8 all of them."

9 Now, Amina, when you said -- when you said, "The  
10 threats," and your father said, "Threats?" And you said, "Yes,  
11 the ones you have made to Uncle Asghar," who is Uncle Asghar?

12 A Shujat's father.

13 Q And when you said the bullets that you have shot at them,  
14 what were you referring to?

15 A (Pausing.) When they were shot at his parents' car.

16 Q Okay. I'd like to now direct your attention to Government  
17 Exhibit 103 in evidence. Which is also dated February 20th,  
18 2013. Can you turn to that one, Ms. Ajmal?

19 A Yes. (Peruses document.)

20 Q Please turn to page four.

21 A (Peruses document.)

22 Q I'm going read the passage I'm referring to. It's two  
23 lines from the top.

24 Amina: "I cried for three years. I told them I did  
25 not want to do this. But they never listened to me. They did

A. AJMAL/DIRECT/HECTOR

1 all this to me."

2 Afzal: "Who did it?"

3 Amina: "My father and Chachoo."

4 Afzal. "Huh?"

5 Amina: "It all happened because of my father. I  
6 cried for three years, telling them I did not want to live  
7 there. I do not want to get married."

8 Do you see that?

9 A Yes.

10 Q Okay. Now, who is Afzal?

11 A He is my father's older brother.

12 Q Okay. Is he also the one you said is sometimes referred to  
13 as nazim?

14 A Yes.

15 Q Okay. And when you said, "I cried for three years," what  
16 three years were you referring to?

17 A When I was in Pakistan.

18 Q When you said, "They never listened to me. They did all of  
19 this to me." And Afzal said "Who did it?" And you said, "My  
20 father and Chachoo." Who were you referring to when you said  
21 Chachoo?

22 A My Uncle Akmal.

23 Q Please turn to the next page.

24 A (Peruses document.)

25 Q I'm going read the first three lines.

A. AJMAL/DIRECT/HECTOR

1 Afzal: "We will do everything according to your  
2 wishes. Come back home, my daughter, while I am here. Very  
3 good, you were one of the smart ones and look what an unwise  
4 thing you did. Everyone is crying. Here, talk Nasree, okay?"

5 Amina: "No. First you have to stop shooting at them.  
6 Then I will see."

7 Afzal: "Forget about the shooting. When you do such  
8 things, God only knows what would happen next. My daughter,  
9 come home. Talk to Nasree. She is crying, talk to her."

10 Amina, who is Nasree?

11 A My Aunt Nasree.

12 Q That is Afzal's wife?

13 A Yes.

14 Q Can you turn to Government Exhibit 104, that is also dated  
15 February 20th, 2013. Please turn to page six.

16 A (Peruses document.)

17 Q And I'm going to start towards the bottom of the page, five  
18 lines up:

19 Amina: "If I come, they will kill me."

20 Nasree: "No. No. Nobody can kill you. Nobody will  
21 kill you, kids are young, there is no one left who can kill,  
22 just come back quietly."

23 Amina: "Uncle Akmal was going to kill me over there."

24 Nasree: "Huh?"

25 Amina: "Uncle."

A. AJMAL/DIRECT/HECTOR

1 Nasree: "No. No. Uncle can't kill you in Pakistan.  
2 How would Uncle kill you? He cannot come here."

3 Amina: "Uncle said he will kill me with my father's  
4 permission."

5 Nasree: "Huh?"

6 Amina: "He said this, that with his permission he  
7 will kill."

8 Nasree: "No, Uncle is not going to kill you. Come  
9 back."

10 Amina: "Not like this. Ask them to stop doing all  
11 that, then I will think about it."

12 Amina, in this passage, what uncle were you referring  
13 to?

14 A Akmal.

15 Q When you said Uncle said he will kill me with my father's  
16 permission, are you referring to a specific incident?

17 A The night before the nikah.

18 Q When Nasree said to you, "Uncle can't kill you in Pakistan,  
19 how would uncle kill you? He cannot come here," what did you  
20 understand Nasree to mean by here?

21 A In the United States.

22 Q Please turn to page eight.

23 A (Peruses document.)

24 Q Starting at the bottom, the last two passages.

25 Afzal: "Oh, daughter, stop this nonsense. There is

A. AJMAL/DIRECT/HECTOR

1 no use of talking nonsense, my child, you just come home. Just  
2 tell us where you are, and me and Nasree will come and get you.  
3 We will come and get you. Ask the people you're living with,  
4 or anyone else. If somebody, this is a custom of the world,  
5 that if somebody disgraces someone's daughter, this is a matter  
6 of honor, my child. Either they die, or they're ruined."

7 Amina: "Nobody disgraced me. I came on my own.  
8 Nobody was involved."

9 Amina, is it true that no one was involved in helping  
10 you get to the United States?

11 A No.

12 Q Was Shujat involved?

13 A Yes.

14 Q Why did you not tell Afzal that?

15 A I felt ashamed.

16 Q Was there any other reason?

17 A I don't know.

18 Q If I could direct your attention to Government Exhibit 105.

19 A (Peruses document.)

20 Q This is a call from the next day, February 21st, 2013.

21 Please turn to page two.

22 A (Peruses document.)

23 Q Starting with the two lines at the bottom of the page.

24 Defendant: "Come home. Come back, my daughter."

25 Amina: "If I come back, what will you do?"

A. AJMAL/DIRECT/HECTOR

1 Defendant:

2 MS. HECTOR: I believe we have lost our connection.  
3 It might -- I might have accidentally hit, yes. Seems to be  
4 coming back. As long as the screen. Great.

5 Apologize.

6 BY MS. HECTOR:

7 Q So just back on the last page.

8 "Come back "-- Defendant: "Come back, my daughter."

9 Amina: "If I come back, what will you do?"

10 Defendant: "I'll do nothing. Come back, my child."

11 Amina: "You will kill them."

12 Defendant: "Who?"

13 Amina: "Them, uncle Asghar and all."

14 Defendant: "Leave them. Why would I kill them?"

15 Amina: "Because you said this yesterday."

16 Defendant: "Yes. Only if you don't return home."

17 Amina: "But they have nothing to do with my coming  
18 over here. I" --

19 Defendant: "Whether they had a hand in all this or  
20 not, I have been humiliated in front of the entire community  
21 and my siblings. If you come back, I will have some kind of an  
22 excuse for face saving. Just come home, and save me from this  
23 humiliation."

24 Amina: "How can this happen now? What's done can't  
25 be undone now."

A. AJMAL/DIRECT/HECTOR

1 Defendant: "No. Even if you come back now, we can be  
2 saved. Parents of the daughters who run away from their home  
3 can never sleep peaceful at night. It's acceptable that their  
4 son runs away, but when a daughter runs away, their parents are  
5 demeaned forever, who are those people you are staying with?"

6 Amina, when you said to your father, "You will kill  
7 them," who were you referring to?

8 Well, strike that. I'll ask it this way.

9 When you said "you will kill them, them, Uncle Asghar  
10 and all," who were you referring to?

11 A Shujat's father and his family.

12 Q I'm sorry?

13 A Shujat's father and his family.

14 Q When your father said, "I have been humiliated in front of  
15 the entire community and my siblings, if you come back I will  
16 have some kind of an excuse for face saving. And -- when a  
17 daughter runs away, their parents are demeaned forever," what  
18 the did you understand your father to be saying to you, what  
19 did you take that to mean when your father said, "if you come  
20 back, I'll have an excuse for face saving"?

21 A (Pausing.) Can I explain, it's a dishonor, so --

22 Q What would change if you came back, in your understanding  
23 of this conversation?

24 A I don't know.

25 Q Do you have any understanding of what your father meant by

A. AJMAL/DIRECT/HECTOR

1 face saving?

2 A (Pausing). It's dishonor if a daughter runs away from  
3 family, so, if I come home, then it's fine.

4 Q If you could turn to the following page, page four.

5 A (Peruses document.)

6 Q Amina: "Have you filed for your visa?"

7 Defendant: "Everything will be done. You come back."

8 Amina: "Have you filed for his visa?"

9 Defendant: I -- I am promise you, I am your mother as  
10 well as your father. Just come back before something happens."

11 Amina: "What will you do?"

12 Defendant: "I will kill them, I will kill one of  
13 them."

14 Who did you understand to be them, when your father  
15 said, "I will kill them, I will kill one of them"?

16 A Shujat's family.

17 Q Please turn to page six.

18 A (Peruses document.)

19 Q Well, I'm sorry, starting at page five.

20 Last three lines on page five.

21 Amina: "I am not coming home, Daddy."

22 Defendant: "Fine. It's your choice. I can't ask you  
23 for anything, I am helpless here."

24 Amina: "You should" --

25 Defendant: "Watch them, your father will go to jail."



A. AJMAL/DIRECT/HECTOR

1 Amina: "Why would you go to jail?"

2 Defendant: "Your father will go to jail."

3 Amina: "Why?"

4 Defendant: I will end up in jail because it's written  
5 in my fate. If it's in your father's fate, neither you nor  
6 anyone else can stop it from happening."

7 Amina: "Why, what will you do?"

8 Defendant: "I will kill each and every one of them."

9 Amina: "But why? I have told you that they -- I've  
10 told you they have nothing to do with this. I came here on my  
11 own."

12 Defendant: "Oh, yeah. Aside, right there on the  
13 left, you paying cash. Thank you. Have a nice night. Okay.  
14 Now let me make it clear to you."

15 Amina: "Yes."

16 Defendant: "Take note of one thing."

17 Amina: "What?"

18 Defendant: "If you don't come back, I will kill each  
19 and every one of them. I will go to jail, the entire family  
20 will go to jail."

21 Sorry. "If you don't come back, I will kill each and  
22 every one of them. I will go to jail. The entire family will  
23 go to jail. Once they will be killed, then they will catch,  
24 write it down."

25 Do you see that passage?

A. AJMAL/DIRECT/HECTOR

1 A Yes.

2 Q Again, when your father was saying, "I will kill each and  
3 every one of them," who did you understand that to mean?

4 A Shujat's family.

5 Q Were you worried about Shujat when you were having these  
6 calls with your father?

7 A I don't remember.

8 Q Were you communicating with Shujat at the time?

9 A Yes.

10 Q Ms. Ajmal, were you fearful for Shujat's safety?

11 A No. I don't know what I remember.

12 Q I'm sorry?

13 A I don't remember.

14 Q You don't remember if you fearful for Shujat's family?

15 A (Pausing). I wasn't fearful for his family.

16 Q Were you fearful for Shujat?

17 A Yes.

18 Q Please turn to page eight.

19 A (Peruses document.)

20 Q Defendant: "Can anyone kill their own children? Whatever  
21 you have done in the past, did I ever touch you, I never did  
22 this. Have I have touched you or hit you before in spite of  
23 all the things you did?"

24 Amina -- and let me just ask you, Amina, Miss Ajmal,  
25 did your father ever hit you.

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1 A No.

2 Q Okay.

3 Amina: "But you asked Chachoo to kill me."

4 Defendant: "I asked Chachoo?"

5 Amina: "Yes."

6 Defendant: "I asked Chachoo just to calm down the  
7 situation."

8 Amina: "But he was about to kill me."

9 Defendant: "Oh, come on. Nobody was going to kill  
10 you. We were just trying to scare and frighten you. Giving a  
11 threat is not killing. No one kills their own children. It is  
12 just a threat to scare. I mean, the support was asked from  
13 you. These were your maternal grandparents, these were your  
14 maternal grandparents. I thought you would live happily. They  
15 will be in their home living happily, others are happy in their  
16 houses. A person living in his own house is always satisfied.  
17 I was looking for your happiness, I will be satisfied. He is  
18 your maternal uncle's son and he is your uncle."

19 Who is -- when your father was saying he is your  
20 maternal uncle's son, who is referring to?

21 A Babar.

22 Q When you said, "You asked Chachoo to kill me," who were you  
23 referring to when you said Chachoo?

24 A Uncle Akmal.

25 Q Ms. Ajmal, when you were having these conversations with

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1 your father, did you think that you personally would be killed  
2 if you went home to Brooklyn?

3 A No.

4 Q Did you think that you could be killed while you were in  
5 the United States?

6 A No.

7 Q When you were in Pakistan, were you fearful that you could  
8 be killed in Pakistan?

9 A (Pausing.) I got scared when my uncle threatened me, but I  
10 never actually believed that he would kill me.

11 Q If you could turn to page 12.

12 A (Peruses document.)

13 Q At the top:

14 Defendant: "If you keep on living" -- and we're still  
15 on Government Exhibit, just for the record, Government Exhibit  
16 105, which is a phone call on February 21, 2013.

17 Top of page 12.

18 Defendant: "If you keep on living outside the home,  
19 things will get worse. I've waited for two months, I wanted to  
20 find him but couldn't. But now, I am going to go and find him  
21 myself."

22 Amina: "Why, what will you do?"

23 Defendant: "I will shoot him."

24 Amina: "Why will you shoot him?"

25 Defendant: It's my choice. I will leave either on

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1 Monday or Tuesday."

2 Amina: "The situation will get worse."

3 Defendant: "Let it be."

4 Amina. "Have you filed for visa?"

5 Defendant: "Huh?"

6 Amina: "Have you filed for visa?"

7 Defendant: "Yes, visa was filed."

8 Amina: "Who has done it?"

9 Defendant: "I did."

10 Amina, when your father said, "I have waited for two  
11 months, I wanted to find but couldn't. But now I am going to  
12 go and find him myself," who did you understand the him to be  
13 that your father was referring to?

14 A Shujat.

15 Q And when you said "have you filed for visa," and your  
16 father said, "I did it," whose visa were you referring to?

17 A Babar.

18 Q Were you referring to paperwork that would allow Babar to  
19 come to the United States?

20 A Yes.

21 Q Page 13.

22 A (Peruses document.)

23 Q About the middle of the page.

24 Amina: "You will kill me."

25 Defendant: "I have told you not only one time,

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1 hundreds of times. No one will kill you. Who is going to kill  
2 you. No one will kill you."

3 Amina: "Cha-cha Aslam left and he killed her."

4 Defendant: "Well, that was in Pakistan. You are in  
5 America. She was Aslam's daughter but this is Ajmal's, this is  
6 America. If you want to see us alive, come back. And if you  
7 don't care for our lives, then forget it. Stay wherever you  
8 are. That's why. Shakeel, Naseen, the entire family's lives  
9 are depending on you. The decision is yours. If you are far  
10 away, I will book you a ticket by using the card. Come to the  
11 airport and you will be will be picked up, but if you're close  
12 by, I will come myself and pick you up in the car. This is my  
13 promise to you. I have never sworn on your mother, but now I  
14 swear on your mother. I will not to you here. I -- it's not  
15 even in my control to send you back. I'll keep you here for  
16 two, four, five, ten years, four. Do you think I will send you  
17 back in two or three years? I will keep you here."

18 Amina, the Aslam that you're referring to there, is  
19 that the Aslam that you stated earlier there were rumors about  
20 his daughter in Pakistan and what happened to her?

21 A Yes.

22 Q Please turn to page 14.

23 A (Peruses document.)

24 Q Amina: "Now I am not going to be back anyway."

25 Defendant: "I will -- I'll not send you back. I

## A. AJMAL/DIRECT/HECTOR

1 don't have the face left to do so. You will stay here and no  
2 one can be beat or kill anyone here. It's not like Pakistan  
3 where you bribe and you use money to get someone killed. Here,  
4 if anyone kills someone, you will be detained. I have been  
5 humiliated before here and don't want it to happen again. The  
6 last time I had a fight with Ladiyan people because they  
7 taunted me that I can't find my daughter first before I talked  
8 to them. You know about that fight with Ladiyan people,  
9 right?"

10 Amina: "Hum."

11 Defendant: "Okay. I am not going to leave them like  
12 this. I have had firings done on them three times. And they  
13 did not stop. Whenever I get a chance, I will kill them."

14 Amina, when the defendant referred to the Ladiyan  
15 people who taunted me that I can't find my daughter before I  
16 talked to them, which daughter did you understand your father  
17 to be referring to?

18 A A village in Pakistan.

19 Q What did you understand your father's reference to mean?

20 A (Pausing.) What do you mean?

21 Q Ms. Ajmal, is Ladiya a place?

22 A Yes.

23 Q A place where?

24 A In Pakistan.

25 Q Do you have an understanding of what your father meant when

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1 he said that Ladiyan people had taunted him about your sister?

2 A That's the only time I hear, when I had the conversation  
3 with him, so.

4 Q Did you have an understanding from the phone calls with  
5 your father that you had, the recorded phone calls, of was your  
6 father was referring to about a dispute with the Ladiyan  
7 people?

8 A Yeah.

9 Q What was your understanding?

10 A That they taunted my father and they had a fight.

11 Q Did you have an understanding based on your calls with your  
12 father about what the taunting concerned or was about?

13 MR. SOSINSKY: Objection to form.

14 THE COURT: Overruled.

15 A My sister.

16 BY MS. HECTOR:

17 Q Did you have an understanding of what about your sister?

18 MR. SOSINSKY: Objection.

19 THE COURT: Overruled.

20 A That she left us.

21 BY MS. HECTOR:

22 Q Okay. Sorry. I think I was here.

23 Amina: "Hum."

24 Defendant: "Okay. I am not going to leave them like  
25 this. I had firings done on them three times and they did not

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1 stop. Whenever I get a chance, I will kill them."

2 Amina: "Will you still do it if I come back home?"

3 Defendant: "Huh?"

4 Amina: "Will you still do it if I come back home?"

5 Defendant: "What?"

6 Amina: "If I come back home, will you still do it?"

7 Defendant: "Oh, no, if you come back home, then no.

8 I am talking about Ladiyan. If you come back we're saved, if  
9 you do not come back, then there is only death."

10 Amina: "Okay. I will call back again."

11 Defendant: "What?"

12 Amina: "Okay. I will call back again."

13 Defendant: "Think over it with a cool mind, daughter.  
14 I have sworn on your mother, I've sworn on your mother, no one  
15 will touch you. Wipe this thought from your mind, just come  
16 back as soon as you can."

17 Amina: "Hum, okay."

18 Defendant: "Tell your decision -- tell me your  
19 decision tonight."

20 Do you see that?

21 A Yes.

22 Q When you said to your father, "If I come back home, will  
23 you still do it," what did you mean by it?

24 A Threaten Shujat's family.

25 Q When your father said "tell me your decision tonight," did

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1 you tell him a decision that night?

2 A No.

3 Q Amina, I'd like you to turn to the final transcript, which  
4 is four days later, Government Exhibit 106. It's dated  
5 February 25th, 2013. Do you see that?

6 A Yes. (Peruses document.)

7 Q Please turn to page three. About the middle of the page.

8 A (Peruses document.)

9 Q Defendant: "Come back home right now. We will be spared.  
10 Just come. It's final."

11 Amina: "Now there's no way left. You have already  
12 killed them."

13 Defendant: "Even now, come back home. Otherwise, all  
14 of us will be killed. And so will they."

15 Amina: "Did you kill?"

16 Defendant: "How can we kill?"

17 Amina: "Then how were they killed?"

18 Defendant: "How do I know?"

19 Amina: "You were threatening them, who else could  
20 have done it?"

21 Defendant: "How do I know? There are hundreds of  
22 people involved. They blame us, it could be someone else.

23 Amina: "Nobody else could have done this, Father.  
24 You were the one threatening them."

25 Amina, when you said, "how were they killed," who were

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1 you referring to having been killed?

2 A Shujat's father and sister.

3 Q Can you name Shujat's father and sister?

4 A Asghar and Madeeha.

5 Q Can you turn to page five.

6 A (Peruses document.)

7 Q Amina: "You killed them, Father."

8 Defendant: "I did not kill them. Why do you keep  
9 repeating the same thing, that I killed them. Even if I did  
10 kill them, isn't a person supposed to kill that being when he  
11 finds out that his daughter ran away because of him? If had I  
12 killed them" --

13 Amina: "What is their fault? I came by myself."

14 Defendant: "They helped my daughter to leave. This  
15 is their fault."

16 Amina: "They did not. I came here by my own  
17 consent."

18 Amina, when you said, "You killed them, Father," who's  
19 the them you were referring to?

20 A Shujat's father and sister. But I only hear this from  
21 Shujat. I don't know what happened, who killed them. I only  
22 hear this from Shujat at the time.

23 Q Amina, when you said "I came by myself," and your father  
24 said, "They helped my daughter to leave. This is their fault."  
25 And you said, "they did not. I came here by my own consent."

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1 Was I true that no one in Asghar's family helped you come here?

2 A No.

3 Q Please turn to page nine.

4 A (Peruses document.)

5 Q Defendant: "I am not going to spare anyone. I swore on  
6 your mother, but you didn't respect it. But I swear on my  
7 mother now, and will keep that promise. I will not leave a  
8 single member of their family alive. My name is tainted  
9 everywhere. In newspapers, on TV channels. But I am a man  
10 with no honor, my daughters are whores. I have no place to  
11 show my face with dignity. You still have time, think about  
12 it. In the next 24 hours, call me. Wherever you are. If  
13 you're close by, I will pick you up. If you're far away, I  
14 will send you air fare, come back home."

15 Amina: "What will you do after another 24 hours?"

16 Defendant: "After 24 hours, something else will  
17 happen. Another person will be gone. Is he coming today?"

18 Amina: "How do you know that he came?"

19 Defendant: "Because he has to attend his father's  
20 funeral in the morning. He will not return home after the  
21 funeral. Okay. Come back. All right?"

22 Amina: "You killed his father because you knew he  
23 would come to his father's funeral and then you can kill him,  
24 too."

25 Defendant: "When he comes to attend the funeral, he

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1 should kill the person who killed his father. But what do I  
2 have to do with that? He won't go back even in the presence of  
3 police."

4 Amina, when your father said "Is he coming today,  
5 because he has to attend his father's funeral in the morning,"  
6 who did you understand your father to be referring to?

7 A Shujat.

8 (Pause in proceedings.)

9 BY MS. HECTOR:

10 Q Amina --

11 MS. HECTOR: No further questions.

12 THE COURT: We will take our morning break now, 15  
13 minutes again. Ladies and gentlemen, do not talk about the  
14 case. We will resume with cross-examination of the witness.

15 (Jury exits.)

16 THE COURT: You may have the witness step down.

17 Mr. Jackson, would you escort the witness?

18 (Jury exits.)

19 THE COURT: All right. The jury has left the  
20 courtroom. Do have we have any procedural issues?

21 MR. TUCKER: Your Honor, one issue I forgot this  
22 morning. We had additional media requests for other exhibits.  
23 I understand the Court's ruling we can turn over exhibits that  
24 have been introduced into evidence.

25 THE COURT: I continue to be guided by the First

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1 Amendment of the United States Constitution. Once exhibits are  
2 in evidence here, you may turn them over to the press.

3 MR. TUCKER: I understand.

4 THE COURT: You may turn them over the public. This  
5 is the United States America. We do that here.

6 MR. TUCKER: Thank you, Your Honor.

7 THE COURT: You're welcome. Anything else?

8 MS. HECTOR: No, Your Honor.

9 THE COURT: Anything else? Okay. Fifteen minutes.

10 (Recess.)

11 (Continued on the next page.)

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1 (In open court, outside the presence of the jury.)

2 THE COURT: After the defendant comes out, we'll have  
3 the witness return to the stand for cross-examination.

4 You may begin the cross-examination, Mr. Sosinsky, as  
5 soon as we bring the jury in.

6 (Jury in at 12:05 p.m.)

7 THE COURT: Thank you, ladies and gentlemen of the  
8 jury. You may be seated. And now we're about to have  
9 cross-examination.

10 You may proceed, sir.

11 CROSS-EXAMINATION

12 BY MR. SOSINSKY

13 Q Ms. Ajmal, would you agree that in the very first phone  
14 call that you made to your father with federal agents sitting  
15 next to you, within 10 seconds you said to your father: You  
16 will kill my if I come home, right, that's one of the very  
17 first things you said within seconds of that call beginning  
18 after greeting one another?

19 A I don't remember.

20 Q Do you have Exhibit 101, the same one we were using before,  
21 do you have that still in front of you?

22 A Yes.

23 Q And if you turn to the second page of Exhibit 101, would it  
24 be fair to say looking at the bottom of that page after  
25 greeting one another, when your father asks where you were, and

1 you said: I'm here, he then said to you: Why don't you come  
2 home? And your response to him then was: You will kill me,  
3 right?

4 A Yes.

5 Q Now, you told the jury this morning that you did not think  
6 that at your dad's home in Brooklyn, the home where you lived  
7 you told us until 2009, that your father or anyone there would  
8 kill you, right?

9 A Yes.

10 Q And yet this was, other than the greeting you passed to one  
11 another, this was the very first thing you said to your father,  
12 right?

13 A Yes.

14 Q And so would it be fair to say that when you used the word,  
15 and I realize it was in Punjabi, but when you used the word  
16 kill, you were not speaking the truth at that moment about what  
17 you really were thinking, right?

18 A Yes.

19 Q So when you said to your daddy: You will kill me, you knew  
20 when you said that that that wasn't true, right?

21 A Yes.

22 Q And your father's response when you said that to him within  
23 seconds of beginning the call was, and this is on page 3, this  
24 is, of course, the translation, that the question doesn't even  
25 arise, right, that was the first thing he said to you when you



1 said that to him, right?

2 A Yes.

3 Q And did you not repeat throughout this conversation with  
4 him with agents sitting next to you this refrain that if you  
5 were to go back to your daddy's house in Brooklyn, that he  
6 would kill you?

7 A Yes.

8 Q And you did not mean that when you said that, right, you  
9 were not speaking the truth about reality when you put those  
10 words down, right?

11 A Yes.

12 Q And every time that you said to your father in this very  
13 first conversation: If I come back, I'll know you'll kill me,  
14 you knew that that was not true, right?

15 A Yes.

16 Q And your father kept telling you not only in this  
17 conversation but in the succeeding conversations, every time  
18 you said that to him, that that was not true, no one was going  
19 to touch you in any way that would be offensive, right, no one  
20 would harm you, right?

21 A Yes.

22 Q And not only did your father the very first time you called  
23 him with agents sitting next to you tell you that he would not  
24 harm you in any way but if you look at the middle of page  
25 three, do you have that before you?

1 A Yes.

2 Q Do you recall your father telling you the very first time  
3 you called him on February 15, 2013 with federal agents sitting  
4 next to you that if you have any concern at all about what you  
5 kept repeating, that is that he would kill you if you went  
6 home, that you can go to the police and tell them whatever it  
7 is your fears are, right?

8 A Yes.

9 Q So when the prosecutor was asking you earlier about what  
10 you understood things that you said and your father said to you  
11 during the course of this conversation, when your dad said to  
12 you: You can seek police protection when you come here, you  
13 understood that that meant if anyone is telling you that your  
14 father, me, is going to hurt you, harm you, kill you, go to the  
15 police first, tell them what your concerns are but please come  
16 home, right?

17 A Yes.

18 Q And he explained to you just a couple of lines down after  
19 he had first said you can seek police protection when you come  
20 here and that should solve the matter, he once again repeated  
21 to you: Come back, get police protection, go to the police,  
22 that's what you understood he was saying to you, right?

23 A Yes.

24 Q Turning to page 4, the top of that page, once again your  
25 father says to you: Get police protection, come home, right?

1 A Yeah.

2 Q Come home, we can talk about anything, come home, right?

3 A Yes.

4 Q The middle of the page, the middle of the page, once again,  
5 he says to you: Get police protection, you understood that  
6 that meant when he said it that time, as he had before, that  
7 that meant go to the police if you have any concerns about what  
8 you can keep saying to him about you're going to kill me,  
9 you're going to kill me, go to the police but then please come  
10 home, right?

11 A Yes.

12 Q Now, throughout the subsequent calls, the calls that came  
13 after that, there were other instances in which you once again  
14 said to your father: If I come home, you'll kill me, right?

15 A Yes.

16 Q And would the same be true for those calls, that when you  
17 said those things, you knew that your father was not going to  
18 harm you if you returned to the house in Brooklyn, right?

19 A Yes.

20 Q In fact, you told the jury this morning that in all of your  
21 years, the close relationship you had with your father, that  
22 never once did he lift a hand to you, never once, right?

23 A Yes.

24 Q Yes, meaning that is correct?

25 A Yes.

1 Q Your Uncle Akmal in Pakistan who is one of your dad's  
2 brothers, however, you told the jury did lift a hand to you a  
3 couple of times, right?

4 A Yes.

5 Q You father never did that, right?

6 A Yes.

7 Q When you spoke with other members of your family when they  
8 got on the phone in the instances in which you called what you  
9 said is the land line, the one where your sister picked up, you  
10 recall those conversations, right, with other members of your  
11 family?

12 A Yes.

13 Q Every one in those phone calls was telling you when you  
14 would say to them things like if I come home, you'll kill me or  
15 I'll be killed, everyone was telling you just come home, no one  
16 is going to harm you in any way here, right?

17 A Yes.

18 Q And despite what you were saying to them, you had the same  
19 understanding, that is, if you were to go home to Brooklyn, no  
20 one was going to harm you in the least, right?

21 A Yes.

22 Q Your father in one of those calls I think on the 21st of  
23 February 2013 told you that he was going to go to Pakistan in a  
24 couple of days himself to do something, right?

25 A Yes.

1 Q In fact he told you I'm going to go over there myself on  
2 Monday or Tuesday and you said to him: Why, dad, I'm here,  
3 there is no need to go or words to that effect, right?

4 A Yes.

5 Q And he said: Because it's my choice. This is what I want  
6 to do. I'm going to go over there and Monday or Tuesday,  
7 right?

8 A Yes.

9 Q And you know that never happened, right, your father didn't  
10 go to Pakistan or get tickets or make any arrangements  
11 whatsoever to go to the Pakistan, right?

12 A Yes.

13 Q But it's something he said to you on these phone calls with  
14 federal agents sitting right next to you, right?

15 A Yes.

16 Q Now, the prosecutor asked you earlier today about a plan, I  
17 think the question was whether you and Shujat Abbas had  
18 developed a plan so that you could leave Pakistan and go  
19 somewhere else.

20 Do you remember being asked questions about that this  
21 morning?

22 A Yes.

23 Q And I believe you told us yesterday that you had planned as  
24 far back as 2008 to marry Shujat Abbas, right, talking about  
25 you now?

1 A Yes.

2 Q And you had planned as far back as 2008 to marry Shujat  
3 Abbas and to be able to live with him somewhere, right?

4 A Yes.

5 Q And in 2012, would it be fair to say that part of the plan  
6 that you and Shujat Abbas developed was that you and he would  
7 lie to the United States consulate or embassy regarding the  
8 nature of your relationship?

9 A I am not clear, but I don't think we lied. We just didn't  
10 tell them.

11 Q When you say you didn't tell them, you were asked by  
12 members of the U.S. Embassy or U.S. Consulate certain  
13 information about what had transpired such that you were  
14 seeking their assistance, right?

15 A Yes.

16 Q And one of the things you told them was that you had a  
17 cousin who was helping you to leave the country, right?

18 A Yes.

19 Q By the way, it is true that Shujat Abbas is a cousin,  
20 right, you say relative?

21 A Yes, a distant.

22 Q So let me ask you again, when you say that you did not tell  
23 the members of the consulate and embassy that you and Shujat  
24 Abbas had this romantic relationship as you described it  
25 yesterday, would it be fair to say you were asked by members of

1 the consulate and embassy what, if any, relationship there was  
2 between you and he, right?

3 A I don't remember.

4 Q Isn't it a fact that you were concerned that if you were to  
5 tell the truth as it were to the folks at the United States  
6 embassy, the consulate, that you feared you might not be able  
7 to leave Pakistan, right?

8 A No.

9 Q I'm sorry?

10 A No.

11 Q Did you tell them a story about concern over your family in  
12 Pakistan poisoning your food and killing you?

13 A No.

14 Q You were speaking with Shujat Abbas before you left  
15 Pakistan, right?

16 A Yes.

17 Q You were speaking with him about what each of you might say  
18 to members of the consulate and embassy with regard to the plan  
19 you had developed to leave, right?

20 A Yes.

21 Q And one of the things that was said in that regard was that  
22 your family was planning or had been poisoning your food,  
23 right?

24 A I never said that.

25 Q My question was: Did you discuss with Shujat Abbas him

1 relaying that information to the U.S. embassy or consulate in  
2 this effort to leave the country?

3 A I don't think so.

4 Q Did you lie to individuals connected with your plan to  
5 leave Pakistan?

6 A What do you mean?

7 Q Were there certain organizations in Pakistan that you and  
8 Shujat Abbas had been involved with or in touch with who were  
9 assisting you to leave the country?

10 A Not in Pakistan.

11 Q Non-governmental organizations?

12 A Not in Pakistan.

13 Q Did you lie to non-governmental organizations wherever they  
14 were with regard to you and Shujat's relationship?

15 A Yes.

16 Q And you did that from the very inception, from the very  
17 beginning --

18 A We didn't lie but they never asked us so we didn't told  
19 them.

20 Q So did you lie or did you not lie?

21 A No.

22 Q Your lying began once you met with lawyers, is that fair to  
23 say?

24 A I didn't told them about our relationship but I didn't lie  
25 at the time.



1 Q Let's just focus if we could on the time period when you  
2 first entered the United States in January of 2013 now.

3 At some point you were in touch with lawyers, right?

4 A Yes.

5 Q And the lawyers amongst other things inquired of you, they  
6 asked you about your relationship with this fellow Shujat  
7 Abbas, right?

8 A Agents --

9 Q We'll get to the agents. I'm first asking you to focus on  
10 lawyers before they were agents.

11 Did you lie to the lawyers?

12 A I don't remember.

13 Q So although you don't remember whether you lied to the  
14 lawyers, you do remember that you lied to federal agents, yes?

15 A Yes.

16 Q And when you say that you lied to federal agents, would it  
17 be fair to say that you lied from the first time that you had  
18 contact with them, that is sometime in February of 2013, from  
19 that date through the meetings that you had through August of  
20 2013, right? So from February to August of 2013, I think the  
21 prosecutor asked you you had numerous meetings with federal  
22 grants and prosecutors, lawyers, right, you had numerous  
23 meetings?

24 A Yes.

25 Q My question is throughout that time period, that is from

1 February through August 2013, you lied to federal agents and  
2 prosecutors, right?

3 A Yes.

4 Q And let me ask you this, at the very first meeting you had  
5 with federal agents and prosecutors, they explained to you how  
6 important it was that you were honest with them, truthful with  
7 them about anything that was asked, right?

8 A Yes.

9 Q And they explained not only was it important that you be  
10 truthful with them about everything that you were asked about  
11 but that if you were not, that you could get into a lot of  
12 trouble, right?

13 A Yes.

14 Q They told you you could go to jail, you could be committing  
15 a serious crime, right did they explain to you that you could  
16 be committing a serious crime if you were lying to federal  
17 agents?

18 A Yes.

19 Q And after hearing those instructions and learning that you  
20 could get into a lot of trouble under the law here in the  
21 United States for lying to federal agents, you lied to them,  
22 right?

23 A Yes.

24 Q And each time you met with federal agents, you lied about  
25 certain things, correct during that time period, February

1 through August 2013?

2 A Yes.

3 Q And by the way, you met with federal agents for a period of  
4 time before you first met with federal prosecutors, right,  
5 there were a few meetings just with agents, yes?

6 A Yes.

7 Q So you lied, you continued to lie after those meetings with  
8 federal agents when you met with federal prosecutors  
9 thereafter, correct?

10 A Yes.

11 Q And the prosecutors explained to you that, as the agents  
12 had, that if you during your meetings with them, if you lied to  
13 them, that you could be prosecuted for making false statements,  
14 right?

15 A Yes.

16 Q And you understood what they were saying, correct?

17 A Yes.

18 Q And the same type of warnings were given to you at the  
19 beginning of each time you met with the government from  
20 February through August 2013, right?

21 A Yes.

22 Q Each time you were warned about the things I just asked you  
23 about, correct?

24 A Not each time but at the end.

25 Q And one of the other things that you were specifically

1 instructed about was that you should not speak to anybody about  
2 the questions or answers that you were providing to federal  
3 agents during the course of those meetings that took place  
4 between February and August of 2013, right?

5 A Yes.

6 Q And you were told that repeatedly throughout your meetings  
7 during that time period, right?

8 A Yes.

9 Q And you understood what the agents and the prosecutors were  
10 telling you about not reaching out to anybody and discussing  
11 what it is that you were telling them during the course of your  
12 meetings with them, right?

13 A Yes.

14 Q And would it be fair to say that beginning with the very  
15 first meeting you had with anyone in law enforcement, with  
16 federal agents beginning in February, beginning of February --  
17 let me be clear, beginning at the beginning of February 2013,  
18 after hearing that admonition that you were not to speak with  
19 anyone about what you were describing at those meetings, at  
20 that meeting, you and Shujat Abbas discussed what it was that  
21 you were asked and what you said in response to those  
22 questions, right?

23 A Yes.

24 Q And after that first meeting, I think it was on February 7,  
25 2013, after each subsequent meeting that you had during that

1 period of time February through August of 2013, every time you  
2 met with federal agents or federal prosecutors, after the  
3 meeting, you called Shujat Abbas or Shujat Abbas called you and  
4 you specifically went over exactly what was asked and what your  
5 answers were to those people, correct?

6 A Most of the time.

7 Q And when you did that, you were doing it for the purpose of  
8 making sure that both of you were telling a similar account,  
9 correct?

10 A Yes.

11 Q And during this period of time when agents and federal  
12 prosecutors were telling you that you were not to discuss  
13 anything being discussed at the meetings with Shujat Abbas,  
14 they were also asking you specific questions about when was the  
15 last time you spoke with Shujat Abbas, correct?

16 A I don't remember.

17 Q Do you remember at the beginning of each meeting with the  
18 government agents asking you, prosecutors asking you: Have you  
19 heard from Shujat Abbas?

20 A I don't remember.

21 Q Do you recall telling federal agents and prosecutors  
22 information about contacts between you and Shujat Abbas that  
23 had taken place after the conclusion of each meeting you had  
24 with the government?

25 A I didn't told them that I was sharing information with

1 Shujat Abbas, that I was telling him about the meeting.

2 Q I understand that you didn't tell the government anything  
3 about your conversations with Shujat Abbas. My question is:  
4 When between February and August of 2013, just focusing on that  
5 time period now if we could, at each meeting you had with  
6 federal prosecutors and agents, in addition to reminding you  
7 that you had to be honest, truthful with them and what could  
8 happen if you were not, they would ask you each time have you  
9 heard from Shujat Abbas, has he called you, have you called  
10 him, do you remember each meeting --

11 A I don't know.

12 Q -- talking about your contacts since the time of the last  
13 meeting with Shujat Abbas?

14 THE COURT: You have to let him finish the question  
15 before you answer it.

16 So would you read the question back and then we'll  
17 have the witness answer the question.

18 (Record read.)

19 THE COURT: Why don't you put another question. That  
20 is sort of convoluted.

21 A I don't remember.

22 THE COURT: All right. She doesn't remember.

23 Let's move on. You have 20 constituent parts there.

24 Go ahead.

25 Q When you met with the government after receiving those

1 warnings, would you tell the government about instances in  
2 which you heard from Shujat Abbas?

3 A No, they asked me about him, what I hear from him. I only  
4 talked about myself.

5 Q Did you tell them between February and August 2013 that  
6 after each meeting that you had with the government, that you  
7 and Shujat Abbas were going over all of the things that were  
8 discussed?

9 A I didn't tell them.

10 Q There came a time when you did tell the government that  
11 that was exactly what had been going on between February and  
12 August 2013, right?

13 A Yes.

14 Q And that was right around that, the end of that period that  
15 I'm asking about, August of 2013, right?

16 A Yes.

17 Q Now, you had during that time period, you had told the  
18 government a story about how it was that your father came to  
19 learn about contact between you and Shujat Abbas prior to  
20 November of 2009, right?

21 A Yes.

22 Q And you told the jury yesterday that there was a time in  
23 2008 or 2009 that you were excited about being -- planning to  
24 marry Shujat Abbas and at some point you went to your father,  
25 you made sure there was no one else home at the time and you

1 sat down with him and discussed with him the fact that you  
2 wanted to marry Shujat Abbas thinking that your father would  
3 have no problem with that because he was a cousin, he was a  
4 Muslim like yourself and that that could occur, do you remember  
5 telling the jury that yesterday, right?

6 A Yes.

7 Q During the time period February through August 2013, that's  
8 not the story you told the government about how it was that you  
9 and your father were discussing Shujat Abbas and marriage back  
10 in Brooklyn, right, you told them a different story, did you  
11 not?

12 A Yes.

13 Q So yesterday when you told the jury that you developed this  
14 plan to marry Shujat Abbas and you sat your father down  
15 believing that he would approve of such a thing and you could  
16 just switch things around, substitute husbands or engagements  
17 and that everything would be okay between February and 2013 of  
18 August 2013, you were telling the government that that didn't  
19 happen, right?

20 A Yes.

21 Q In fact what happened was that your dad found out that you  
22 were communicating with Shujat Abbas, right?

23 A Yes.

24 Q That he accused you at that time of wanting to marry Shujat  
25 Abbas based on this contact, right?



1 A Yes.

2 Q And that hearing that, you said nothing to your father,  
3 right?

4 A Yes.

5 Q In fact you told the government during that period of time  
6 from February through August 2013 at these meetings that when  
7 the issue of Shujat Abbas first came up, you told your father  
8 I'm not interested in marrying anyone, nobody am I interested  
9 in marrying; it's not a situation of wanting to March Shujat  
10 Abbas versus your husband Baber, you just weren't interested in  
11 marriage at all, right?

12 A Yes.

13 Q That's what you told the government for six months when you  
14 met with them repeatedly in the beginning of 2013 through  
15 August of 2013, right?

16 A Yes.

17 Q Now, you decided that you no longer could be lying to the  
18 government in August 2013 because you learned in one or more of  
19 your conversations with Shujat Abbas, forgive me, that he had  
20 decided to tell the truth at that point in time, right?

21 A Yes, we both.

22 Q Let me ask you this, when you said we both, it would be  
23 fair to say that the decision for Shujat Abbas to tell the  
24 truth was his decision, right, that was something he decided,  
25 right?

1 A Yes, I think that he would go first into the truth.

2 Q And so were it not for you talking with Shujat Abbas about  
3 him telling, as you said, the truth, you were not at that point  
4 in time going to tell the truth, were you?

5 A We both decided.

6 Q It was after Shujat Abbas said something to you about the  
7 truth that you decided to tell the truth, right?

8 A Yes, we both did.

9 MR. SOSINSKY: Your Honor, if we can put up on the  
10 screen Government's Exhibit 1.

11 Thank you, sir.

12 Yesterday.

13 Q Yesterday the prosecutor put before you this diagram of  
14 your family and I just want to ask you a couple of questions  
15 about it.

16 Okay?

17 A Okay.

18 Q You said you have three sisters and a brother, right?

19 A Yes.

20 Q Your brother is, his name is Shakeel?

21 A Yes.

22 Q And your sister's names are Nasreen, Tazeem and Yasmin,  
23 right?

24 A Yes.

25 Q And if we were to, just working down on Government's

1 Exhibit 1, let me ask you first starting with your brother

2 Shakeel, can you tell us how many children Shakeel has?

3 A Three.

4 Q And those children are with his wife Tahseen?

5 A Yes.

6 Q Who appears right next to him, right?

7 A Yes.

8 Q And the next one down is your sister Nasreen. She has how  
9 many children?

10 A Two.

11 Q By the way, you know the names of your brother's children,  
12 right?

13 A Yes.

14 Q And how old they are?

15 A Yes.

16 Q And Nasreen has how many children?

17 A Two.

18 Q And you know their names and how old they are, right?

19 A Yes.

20 Q And your sister Tasneem?

21 A Yes.

22 Q How many children does Tasneem have?

23 A Three.

24 Q And you know their names and how old they are, right?

25 A Yes.

1 Q And at times your brother and sisters have resided in the  
2 family home in Brooklyn, right, at times?

3 A Yes.

4 Q And at times your family has resided in the family home  
5 back in the village in Pakistan, right?

6 A Yes.

7 Q And I think you mentioned yesterday that with regard to  
8 each of your siblings, each of them was married over in  
9 Pakistan as you were, right?

10 A Yes.

11 Q And each of them had a similar type ceremony and  
12 celebration, celebrations following the actual marriage  
13 ceremony, right?

14 A Yes.

15 Q Each of them had a nikah, right?

16 A Yes.

17 Q And each of them had the celebration or parties that we saw  
18 some evidence of yesterday, right?

19 A Yes.

20 Q And following that, as we just went through, they had  
21 children, that is, the husband and wife, the members of your  
22 family, they had children who are now your father's  
23 grandchildren, correct?

24 A Yes.

25 Q And following the marriages that took place in Pakistan I

1 think you mentioned yesterday that either the husband or wife,  
2 the spouses of your brother and sisters, came to the United  
3 States on visas, right?

4 A Yes.

5 Q If they weren't already U.S. citizens, right?

6 A Yes.

7 Q And indeed you attended at least a number of the weddings  
8 within your family, you told us yesterday, right, you went to  
9 your brother Shakeel's wedding?

10 A Yes.

11 Q Which took place at the same time as one of your sisters,  
12 right?

13 A Yes.

14 Q Then subsequently you went to your other sister's wedding  
15 some years later, right?

16 A Yes.

17 Q Over in Pakistan, yes?

18 A Yes.

19 Q And would it be fair to say throughout your time at the  
20 house in Brooklyn --

21 Withdrawn.

22 Before you lived at Foster Avenue, you mentioned  
23 another address you had lived previously with your family,  
24 right?

25 A Yes.

1 Q Also in Brooklyn, right?

2 A Yes.

3 Q And at both of those addresses, while you were there, you  
4 were aware that your father worked as a yellow taxi cab driver,  
5 right?

6 A Yes.

7 Q And he would work six, seven days a week, right?

8 A Yes.

9 Q And he would typically work overnight shifts, right?

10 A Yes.

11 Q Where he would come home and then sleep during much of the  
12 daytime, right?

13 A Yes.

14 Q And work much of the nighttime, right?

15 A Yes.

16 Q There were times that that wasn't the case, right, where he  
17 would work other hours depending on other people who would also  
18 share use of the yellow cab, right?

19 A Maybe yes.

20 Q Well, did other people share and also drive that yellow  
21 taxi cab?

22 A Yes.

23 Q And in addition to your father driving a cab, your brother  
24 Shakeel drove a cab?

25 A Yes.

1 Q And they would send from time to time money back home to  
2 Pakistan for the use of other members of the family, correct?

3 A Yes.

4 Q And because Pakistan is far away and it is very expensive  
5 to call on either a land line or a cell phone internationally,  
6 you know from your time here that what you would do and what  
7 the family would do when calling Pakistan was use calling  
8 cards, right?

9 A Yes.

10 Q And you knew that your dad and other members of your family  
11 throughout the time you were here in Brooklyn, they called over  
12 to Pakistan regularly, right, speak with other family members,  
13 right?

14 A Yes.

15 Q There were times when your sisters were over there and you  
16 were in New York, right?

17 A Yes.

18 Q There were times when you were over in Pakistan, what you  
19 said, during the summers and for some other vacations and stays  
20 and you had other family members back in New York, right?

21 A Yes.

22 Q And you guys would call one another on the telephone from  
23 time to time, right?

24 A Yes.

25 Q And stay in touch?

1 A Yes.

2 Q It was common in your house for people to be calling  
3 Pakistan to speak with all sorts of relatives over there,  
4 right?

5 A Yes.

6 Q Now, yesterday you were shown a clip, a portion of a  
7 videotape that you told us you recognized as having been taken  
8 at a wedding celebration at Shujat Abbas' home in Chiryawala,  
9 Pakistan, correct?

10 A Yes.

11 Q And the short clip that was viewed, that was played  
12 yesterday here in court showed first what appear to be men  
13 dancing at you said Shujat Abbas' house, right?

14 A Yes.

15 Q And it also showed money being thrown in the air in  
16 celebration, right?

17 A Yes.

18 Q And it also showed guns, firearms being shot off from the  
19 roof of Shujat Abbas' home in the village, right?

20 A Yes.

21 Q And you have, before the government called you as a witness  
22 and during the course of the many, many meetings you've had  
23 prior to yesterday, you viewed among other things the videotape  
24 or the digital tape of that wedding, right?

25 A Yes.



1 MR. SOSINSKY: Judge, we have a stipulation between  
2 the parties with regard to the full videotape from which the  
3 excerpt was taken.

4 MS. HECTOR: We have no objection to admitting  
5 Government's Exhibit 52.

6 THE COURT: It's admitted.

7 You may publish.

8 MR. SOSINSKY: Thank you and I apologize for not doing  
9 that in advance, judge.

10 THE COURT: Okay.

11 (So marked in evidence as Government's Exhibit 52.)

12 Q Have you seen what was marked previously as Government's  
13 Exhibit -- 52 A and B, the clips from 52 that were shown to you  
14 yesterday, those you have reviewed and I think you initialed it  
15 or wrote your name?

16 A Yes.

17 MR. SOSINSKY: Your Honor, I'm going to give this to  
18 the government and then if we can switch to the prosecutor's  
19 laptop to play a portion.

20 THE COURT: Yes, of course.

21 MR. SOSINSKY: Do we have this up on the screen?

22 Yes. Thank you.

23 We are going to start if we could at about the eight  
24 minute mark of the second file. I think it was denominated B,  
25 judge.

1 THE COURT: The record will so reflect.

2 Q This is part of what we viewed yesterday, correct?

3 A Yes.

4 Q There are drum players, drummers and people dancing around,  
5 musicians?

6 A Yes.

7 Q Now, if you take a look at the screen here --

8 Is this up by everyone's screen?

9 Yes.

10 We can just stop there for a moment.

11 This is part of the same videotape that was made  
12 inside of Shujat Abbas' home you told us yesterday, right?

13 A Yes.

14 Q And in this video taken within Shujat Abbas' home, and you  
15 know from viewing this prior to today, there are any number of  
16 firearms, what look like rifles or machine guns present there,  
17 correct?

18 A Yes.

19 Q Do you know any of the people? Do you recognize any of the  
20 people on the screen presently?

21 A No.

22 MR. SOSINSKY: Can we continue to play it.

23 (Whereupon, a videotape was played.)

24 Q We can stop it.

25 I'll ask you to cue it a little prior to the minute

1 mark, sir.

2 Start at about 730.

3 Good.

4 (Whereupon, a videotape was played.)

5 MR. SOSINSKY: We can stop there.

6 Q Those are not members of your family, right, Ms. Ajmal?

7 A That is my cousin in the back.

8 Q I'm sorry, in the back?

9 A Yes.

10 Q Can you point to where you're pointing? Can you point on  
11 your screen to where you are saying you are seeing your cousin.

12 (Witness indicates.)

13 Q The gentleman next to the individual on the furthest left  
14 of the screen, yes?

15 A Yes.

16 Q And this is -- what we're looking at again, this is inside  
17 Shujat Abbas' home, yes?

18 A Yes.

19 Q And this is you recall it from 2007?

20 A Yes.

21 THE COURT: Which cousin is that, do you know?

22 THE WITNESS: My brother-in-law Jamil.

23 Q Let me ask you this: Yesterday we also saw a videotape  
24 that was taken at the family home, your family home at a  
25 different wedding, right?

1 A Yes.

2 Q And you viewed that video before, right?

3 A Yes.

4 Q And that was taken during the wedding celebration at your  
5 family home, right?

6 A Yes.

7 Q You told us yesterday that after your father went back to  
8 Brooklyn in November or December, forgive me, of 2009, that you  
9 were provided at some point with a cellular phone, right?

10 A Yes.

11 Q And I think you also said that the women in the home didn't  
12 have their own cell phones, right?

13 A Yes.

14 Q You attended the wedding of your cousin, your first cousin  
15 Fatima when you flew over to Pakistan in November of 2009,  
16 right?

17 A December, yes.

18 Q In December of 2009?

19 A Yes.

20 Q And you were at that wedding I take it?

21 A Yes.

22 Q Where did that wedding celebration take place?

23 A At our house and her husband's house.

24 Q Following the wedding celebration, you were together on  
25 various occasions with Fatima, correct?

1 A Yes.

2 Q And indeed you were able to use her cell phone to make  
3 certain calls during that period of time, right?

4 A Yes, one time.

5 Q I'm sorry?

6 A One time.

7 Q Isn't it a fact you told federal agents that you were able  
8 for a period of time to use Fatima's cell phone to call Shujat  
9 Abbas?

10 A I think one or two times.

11 Q And in addition to using Fatima -- by the way, Fatima is a  
12 woman, right?

13 A Yes.

14 Q In addition to using Fatima's cell phone, you were given  
15 Fatima's computer or laptop in order to go on to the internet  
16 and communicate by E-mail and on Facebook, right?

17 A E-mail account, yes, from her husband's laptop.

18 Q And her cell phone, right?

19 A Yes.

20 Q By the way, did you apply for a New York State drivers  
21 permit at some point during the year 2011?

22 A Not 11.

23 Q I'm sorry?

24 A Not in 11, 2009.

25 Q Now, when a person -- based on your experience, when a

1 person swears on the life of a dead or close relative, that has  
2 a particular significance, does it not, in your culture?

3 A Yes.

4 Q And that's something that you have previously advised the  
5 government about, right?

6 A Yes.

7 Q And in at least one of the telephone calls with your father  
8 on February 25, 2013, you asked him after he said certain  
9 things to you whether he swore that what he was saying to you  
10 was true, right, was the truth?

11 A Yes.

12 Q Right?

13 A Yes.

14 Q And can you tell us when you did that, that was because, as  
15 you just explained, you understood that at least within your  
16 family and your culture, that if someone was going to swear on  
17 the life of, for example, your mother or their mother, that  
18 what they were saying had significance, right?

19 A Yes.

20 Q And that's why you asked your father during that phone  
21 conversation whether or not he swore that what he was telling  
22 you was the truth, right?

23 A Yes.

24 Q And throughout that conversation on February 25, 2013, your  
25 father denied to you that he was involved in the shootings that

1 had taken place on that date, February 25, 2013, in the village  
2 of Chiryawala, right?

3 A Yes.

4 Q And he did that repeatedly throughout that conversation,  
5 right?

6 A Yes.

7 Q And would it be fair to say that he told you numerous times  
8 throughout that conversation that he was not involved in those  
9 shootings, correct?

10 A Yes.

11 Q And one of those times was the time I was just asking you  
12 about where you asked him after he had already told you  
13 numerous times that he was not involved whether he swore that  
14 was the case, right?

15 A Yes.

16 Q And he swore to you that he was not involved in what had  
17 happened, right?

18 A Yes.

19 Q And after that, you continued to press him and ask him the  
20 same question that you had just asked him, whether he swore to  
21 the truth of, right?

22 A Yes.

23 Q And you recall from having reviewed that phone call a  
24 number of times before you came here today that at some point  
25 he said to you: Why did you have me swear and then you keep

1 saying to me that I was involved, right?

2 A Yes.

3 Q And he continued to tell you that he was not involved,  
4 correct?

5 A Yes.

6 Q He swore that he did not kill anyone there and that we did  
7 not kill anyone there, right?

8 A Yes.

9 Q He swore we are not involved and I swear we are not  
10 involved, correct?

11 A Yes.

12 Q Then you asked about whether he or they did things in the  
13 past and he told you after he swore; no, we did not do this in  
14 the past, right?

15 A I don't remember.

16 Q Well, you have it before you.

17 That is at page 5, judge, on Exhibit 106, the middle  
18 of the page.

19 THE COURT: Could you read the question back.

20 (Record read.)

21 Q Now take a look at page five of Exhibit 106.

22 In the middle of the page you see where you inquire of  
23 him: Did you do this in the past? And then he says again in  
24 Punjabi as translated: No, we did not do it in the past,  
25 right?



1 A Yes.

2 Q And by the time you hung up the phone -- withdrawn.

3 When you were on the phone with your father on that  
4 date, February 25, 2013, as far as you knew, you were the only  
5 one in that room listening, recording to this conversation who  
6 spoke and understood Punjabi, right?

7 A Yes.

8 Q So afterwards when you hung up the phone, you told the  
9 federal agents who were with you that your father denied that  
10 he was involved in whatever had gone on February 25, 2013,  
11 right?

12 A Yes.

13 Q That was your understanding based on having just hung up  
14 the phone with him, right?

15 A Yes.

16 Q And you said earlier today that your original plan when you  
17 came up with it was that you would come back to the U.S. and go  
18 to your dad's home where you had your brother and sister and  
19 their children living, right, that was what your thinking was?

20 A Yes.

21 Q Isn't it true that what your plan was to marry Shujat Abbas  
22 when you left the home in Pakistan, isn't that a fact?

23 A Yes.

24 Q So when you say that your plan was to return home to your  
25 daddy's house in Brooklyn, that's not true, right?

1 A That's also true.

2 Q So your plan was to marry Shujat Abbas, right?

3 A Yes.

4 Q I'm sorry?

5 A Yes.

6 Q And your plan also was to go to your dad's home with your  
7 brother and sister and their children and your uncle and aunt  
8 at that point in time were as well?

9 A Yes.

10 MR. SOSINSKY: Your Honor, I don't know if you want to  
11 break for lunch but it would be a logical time.

12 THE COURT: How much more do you have with this  
13 witness?

14 MR. SOSINSKY: Probably half an hour to 40 minutes,  
15 your Honor.

16 THE COURT: All right, ladies and gentlemen, we'll  
17 break and we'll come back at 2:15.

18 Please do not talk about the case.

19 Thank you.

20 (Jury out at 1:08 p.m.)

21 THE COURT: Mr. Jackson, would you escort the witness  
22 as well.

23 The jury has left the courtroom.

24 Do we have any other procedural issues to address  
25 while the jury is out?

1 MR. TUCKER: Your Honor, one scheduling issue.

2 It sounds like there is not an issue if Mr. Sosinsky's  
3 cross is only another 35 minutes but the government's next  
4 witness is an expert. She is actually traveling  
5 internationally tomorrow.

6 Mr. Sosinsky and I have discussed it. He tells me if  
7 by 3:00 he is not complete, if this works for your Honor, we  
8 would take her out of order and then he would complete his  
9 cross.

10 THE COURT: What makes more sense? You are the guys  
11 and gals trying the case. You tell me.

12 MR. TUCKER: I think we have a deal if he is not done  
13 at 3:00, we will put on the next witness.

14 THE COURT: I don't want to interrupt the witness at  
15 3:00 if he has 10 minutes left because somebody has travel  
16 plan.

17 You folks will have a nice chat about this over lunch  
18 and when we come back, you will either take the witness who  
19 travels or you will continue your cross-examination.

20 I used to hate it when judges micromanaged my cases in  
21 terms of witness order when the judges didn't know the nuances,  
22 and I don't know the nuances so I'll defer to you.

23 MR. TUCKER: Understood.

24 Thank you, your Honor.

25 THE COURT: Anything else?

1 MR. TUCKER: No, your Honor.

2 MR. SOSINSKY: No, your Honor.

3 We're adjourned.

4 (Whereupon, there was a luncheon recess.)

5 (Continued on next page.)

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1 (In open court, outside the presence of the jury.)

2 THE CLERK: All rise. Judge Kuntz is now presiding.

3 THE COURT: Good afternoon. I understand the jury is  
4 ready to be brought in. Good afternoon, sir. Do we have any  
5 preliminary issues before we resume?

6 MS. HECTOR: Not from the government.

7 THE COURT: Scheduling or otherwise?

8 MR. TUCKER: Your Honor, we have conferred -- defense  
9 counsel estimates he has 45 minutes left. I think given this  
10 time of the day, we can make this work. So he's going to  
11 complete his examination and then we'll call the next witness.

12 THE COURT: I defer to experienced counsel when it  
13 comes to scheduling issues.

14 MR. SOSINSKY: Judge, just to clarify, we're going to  
15 finish with the witness?

16 MR. TUCKER: That's correct, with redirect as well.

17 MR. SOSINSKY: Yes.

18 MR. TUCKER: Okay.

19 THE COURT: We're not going to have summations this  
20 afternoon? No. I understand.

21 THE CLERK: Ready, Judge.

22 THE COURT: If we don't have anything to address.

23 MR. TUCKER: Should we go get the witness first?

24 THE COURT: I was going to say, we'll get the jury and  
25 we'll get the witness.

1 MR. TUCKER: The witness is being got.

2 THE COURT: You now understand my reference to my  
3 colleague, Nick Garaufis this summer?

4 MR. TUCKER: Yes, Your Honor.

5 THE COURT: There's a saying in certain communities,  
6 if it weren't for bad luck, I'd have no luck at all, and how I  
7 think that may apply to my colleague, whichever it may mean.

8 (Witness enters.)

9 THE COURT: Thank you, ma'am, please have a seat.  
10 Okay.

11 THE CLERK: All rise.

12 (Jury enters.)

13 THE COURT: Thank you again, ladies and gentlemen of  
14 the jury. I appreciate it. Please be seated and we'll  
15 continue with the cross-examination of the witness.

16 BY MR. SOSINSKY:

17 Q You recall on the next to the last call, that you made to  
18 your father in February 2013, where you asked him once again  
19 questions regarding whether or not the visa was filed, right?

20 A Yes.

21 Q And in that conversation --

22 MR. SOSINSKY: This is -- Your Honor, I'm referring to  
23 the transcript found at Government Exhibit 105, on page 12.

24 BY MR. SOSINSKY:

25 Q If you have that before you. Exhibit 105, page 12.

1 A (Peruses document). Yes.

2 Q You asked your father whether he had filed for a visa,  
3 right?

4 A Yes.

5 Q Your father indicated, "Yes, the visa -- the visa was  
6 filed," right?

7 A Yes.

8 Q You asked who did it. And he said he did it, right?

9 A Yes.

10 Q And then you asked him, "When I don't live with him, why  
11 have you filed for his" -- and then there's some unintelligible  
12 and then "visa," right?

13 A Yes.

14 Q And after that, the bottom of page your father says to you,  
15 "What difference does it make, if he doesn't get approved, he  
16 won't come. That would be the end of the story, he won't come.  
17 He is not dying to come to America." Who, as you understand  
18 the conversation, who was the "he" that your father is  
19 referring to in that conversation?

20 A Babar.

21 Q Your husband?

22 A Yes.

23 Q And your father goes onto say, "This won't happen now  
24 anyway, the circumstances are bad now. If you don't want to  
25 live with him" -- and then it says, "Unintelligible. I promise

1 I will do whatever you want. We'll get you married to whoever  
2 you want, except him," and then "unintelligible." You see  
3 those references at the bottom of that page 12?

4 A Yes.

5 Q You were married, I think you said, religiously and  
6 officially in March of 2012, right?

7 A Yes.

8 Q Specifically on March 5th of 2012?

9 A Yes.

10 Q And it's your understanding that although you were  
11 officially married in March 2012, that the visa application was  
12 submitted sometime in December of 2012, that would be nine  
13 months later, right?

14 A Yes.

15 Q And it is true, and you may have mentioned this earlier,  
16 that when one gets married in Pakistan, and has the nikah  
17 ceremony, that there are official records kept of such  
18 ceremonies, right?

19 A Yes.

20 Q And individuals, like those getting married and their  
21 families, can obtain a official certified copies of the  
22 marriage certificate such that they can utilize that if they  
23 wish to in the future, right?

24 A Yes.

25 Q And to your knowledge, such a certificate, much like one



1 that you were shown earlier that's part of Government Exhibit  
2 501, that certificate was issued, to your knowledge, at around  
3 the time of the wedding ceremony, the marriage ceremony,  
4 correct?

5 A Yes.

6 Q Now, you told us that you recall sometime after the wedding  
7 celebration -- which was in December of 2012, right?

8 A Yes.

9 Q Okay. Sometime after the wedding celebration, that you had  
10 a phone conversation with your brother Shakeel, right?

11 A Yes.

12 Q And the subject of that phone conversation was that they  
13 were putting together the visa application to be sent in and it  
14 required passport-type photographs to go along with it, right?

15 A Yes.

16 Q And you understood what he was talking about, right?

17 A Yes.

18 Q And you suggested, when he spoke with you, that there might  
19 be passport-type photographs in the drawer in your bedroom back  
20 in Brooklyn, right?

21 A Yeah, in Brooklyn house.

22 Q Okay. And there was some discussion between you and your  
23 brother Shakeel about the fact that even if there were some  
24 older photographs, that you could take a new one to be  
25 submitted with the application, correct?

1 A Yes.

2 Q And after that discussion, you and your husband went to a  
3 store or I guess a -- somewhere in the market, in the next  
4 village over, and both of you had passport-style photos taken  
5 that we've taken a look at, right?

6 A Yes.

7 Q And what I'm pointing to, it's back inside of the plastic  
8 envelope, but those are the photographs that you were  
9 questioned about earlier today that were taken on the date that  
10 I'm talking about, right?

11 A Yes.

12 Q Now, you were also shown earlier this document.

13 MR. SOSINSKY: Part of the same packet within the same  
14 exhibit, Your Honor.

15 BY MR. SOSINSKY:

16 Q This is a photograph that you took here in Brooklyn, back  
17 in -- sometime prior to April 2009, right?

18 A Yes.

19 Q Also a passport-type photograph, right?

20 A Yes.

21 Q And also before you took this trip to Pakistan in December  
22 of 2009, right?

23 A Yes.

24 Q And in this call, back to the transcript on page 12, when  
25 your father says to you, during this conversation, "I promise I

1 will do whatever you want. We'll get you married to whoever  
2 you want, except him." You recall your father saying that,  
3 right?

4 A Yes.

5 Q I'm sorry?

6 A Yes.

7 Q And the "him" that's being referred to is Shujat Abbas,  
8 right?

9 A Yes.

10 Q And your response to him when he says that is, "Forget the  
11 marriage, I don't want to get married," right?

12 A Yes.

13 Q You see that there, right?

14 A Yes.

15 Q Now, that statement by you, as it was made in  
16 February 2013, that you didn't want to get married at all, that  
17 was not true, that was false, right?

18 A Yes.

19 Q In fact, you very much wanted to get married since sometime  
20 in 2008 to this fellow Shujat Abbas, right?

21 A Yes.

22 Q And while you were in Pakistan, did you have occasion to  
23 attend other weddings other than your own?

24 A Yes.

25 Q I'm talking about from 2009 until 2013.

1 A Yes.

2 Q And by the way, when your wedding celebration occurred,  
3 would it be fair to say that at or around the same time, there  
4 were also three or four other weddings within the extended  
5 family that were celebrated on consecutive days?

6 A Yes.

7 Q I'm sorry?

8 A Yes.

9 Q And Shujat Abbas has a sister named Abida?

10 A Yes.

11 Q And his sister Abida is younger or older than Shujat Abbas?

12 A Younger.

13 Q And so Abida, there came a time when she was married,  
14 right?

15 A Yes.

16 Q And you were aware of that, right?

17 A Yes.

18 Q Did you attend her wedding?

19 A No.

20 Q Did you attend her nikah?

21 A No.

22 Q The wedding took place in January 2012, right?

23 A Yes.

24 Q And in January 2012, you learned that she had been married  
25 off, right?

1 A Yes.

2 Q And you learned at that point in time, that Shujat Abbas's  
3 parents began focusing their attentions on finding a proper  
4 suitor for their son, Shujat, right?

5 A Yes.

6 Q So, after Abida's marriage in January of 2012, it was  
7 Shujat Abbas's turn to get married, right, as you understood  
8 it?

9 A Yeah.

10 Q His parents then had to look for a wife for him, right?

11 A Yes.

12 Q And you spoke with him about that topic, did you not? You  
13 spoke with Shujat Abbas about that, right?

14 A Yes.

15 Q And you were very, very upset with the fact that his  
16 parents were looking around for his wife, right?

17 A Yes.

18 Q You knew that his parents were asking various members of  
19 their extended family to see if an alliance or arrangement  
20 could be made with one of the girls to marry Shujat Abbas,  
21 right?

22 A Yes.

23 Q In fact, you knew something, did you not, about his family  
24 asking Javed Iqbal's cousin whether the daughter would marry  
25 Shujat Abbas, right?

1 A Yes.

2 Q And this is in January of 2012, that someone's asking Javed  
3 Iqbal's cousin for the daughter's hand in marriage with their  
4 very son, right? That's the time frame I'm asking about.

5 A Before that also.

6 Q Before that also?

7 A Yeah.

8 Q And during that time period, that is, after Abida's wedding  
9 in January 2012, and moving through the year 2012, you and  
10 Shujat Abbas spoke frequently, did you not?

11 A Yes.

12 Q In fact, beginning in March of 2012, around the time of  
13 your nikah, the religious and official marriage ceremony,  
14 beginning at that point in time, through the remainder of the  
15 year, you and Shujat Abbas spoke almost daily, correct?

16 A Yes.

17 Q And you and Shujat Abbas spoke throughout that time period  
18 about the plan that you had to marry Shujat Abbas, right?

19 A Yes.

20 Q And you continued to hear information that Shujat Abbas's  
21 family were asking other people about their daughters in  
22 marrying Shujat Abbas, correct?

23 A Yes.

24 Q And there came a time when -- as we move through 2012, when  
25 Shujat Abbas actually told you that although his parents were

1 lining up a wife for him, that he was trying to avoid that,  
2 right?

3 A At Abida's wedding, yes.

4 Q That he was trying to avoid that so that you and he could  
5 get married, right?

6 A Yes.

7 Q And it is your testimony that throughout the time period  
8 that I'm asking you about, that is, when you and Shujat Abbas  
9 continued to have these continued discussions of getting  
10 married and his parents looking for another bride for him, that  
11 you were still thinking that you and Shujat Abbas would be able  
12 to get married, right?

13 A Yes.

14 Q And that was after all the things you told the jury  
15 yesterday had already gone on in Pakistan by that point in  
16 time, right?

17 A Yes.

18 Q It is your testimony before the jury that you believed, as  
19 we're getting into the middle of -- well, up until March of  
20 2012, that you would still be able to convince your father that  
21 you could marry Shujat Abbas, right?

22 A Yes.

23 Q And you swear that that's the truth, right?

24 A Yes.

25 Q Now, there came a point in time, you told the prosecutor

1 yesterday, that you realized that you and Shujat Abbas could  
2 not get married in Pakistan, right?

3 A Yes.

4 Q But that you were planning to find another place where you  
5 could have this life together, right?

6 A Yes.

7 Q Where you would be married, right?

8 A Yes.

9 Q And before we went to lunch, you told us that that very  
10 thought, that is, that you could still be married with Shujat  
11 Abbas and have a life together, that was on your mind when you  
12 left Pakistan, right?

13 A Yes.

14 Q It was on your mind that that would be your goal, at the  
15 same time you tell us that your thinking was that you would  
16 return home to your dad's house on Foster Avenue in Brooklyn,  
17 right? You said you had both of those things on your mind at  
18 that time, right?

19 A Yes.

20 Q The night you ran off from your husband Babar's home, at  
21 some point you were in the City of Lahore, right?

22 A Yes.

23 Q And you had made arrangements by that point to go to the  
24 U.S. consulate, right?

25 A Yes.



1 Q And the U.S. consulate advised you that you could come in  
2 to them at any time, meaning no matter the hour, right?

3 A Yes.

4 Q And that if you did that, and went through whatever process  
5 there was there, that they would provide protection for you,  
6 safe harbor for you there at the consulate in Lahore, right?

7 A Yes.

8 Q And that night, would it be fair to say that you and Shujat  
9 Abbas stayed in a hotel room together?

10 A (Pausing). Yes.

11 Q And that was a decision that you and Shujat Abbas made  
12 after speaking with the consulate and being told by them,  
13 "You're welcome to come in at any time, our doors are open and  
14 we can meet with you," right?

15 A Yes.

16 Q I'm sorry?

17 A Yes.

18 Q You told us that at around that time as well, that you gave  
19 Shujat Abbas some jewelry that had been acquired in connection,  
20 I take it, with your wedding, right?

21 A Yes.

22 Q Okay. And you gave it to him to see if he could sell it  
23 and then meet you at some point to give you the money, right?

24 A Yes.

25 Q Now, when you first spoke with federal agents in this case,

1 in or about February of 2013, did you tell them that you had  
2 met, in person, with Shujat Abbas in approximately February of  
3 2010, in Pakistan?

4 A No.

5 Q Did you tell federal agents, on that date, that you met  
6 with your cousin Shujat Abbas to ask him for help?

7 A No.

8 Q Did you tell them a few days later that in February --  
9 excuse me, did you tell them a few days later in February of  
10 2013, that in November of 2012, you met again with Shujat  
11 Abbas?

12 A No.

13 Q Of course, the time frame that I'm asking you about, that  
14 is, when you were speaking with federal agents in February of  
15 2013, that was the time frame that you told the jury earlier  
16 that you had been lying to them, right, in February 2013?

17 A Yes.

18 Q There were plans made for you and Babar to be married in  
19 March of 2011, a full year before the time when you actually  
20 did have the nikah ceremony and get married then, correct?

21 A There was rumors.

22 Q I'm sorry?

23 A There was rumors, but nobody really told me.

24 Q You understood that plans had been made for you and other  
25 family members to be married at that time, right?

1 A Yes.

2 Q You learned that the date in February 2011 was postponed  
3 for some reason, correct?

4 A I learned from my cousins, but no other person, nobody  
5 really told me.

6 Q From whoever it is that you learned, you learned that that  
7 date, when you would be formally married, was postponed from  
8 when it was originally contemplated in March of 2011, right?

9 A Yes.

10 Q I'm sorry?

11 A Yes.

12 Q By the way, you always considered your home in Brooklyn to  
13 be your residence, your home, right, on Foster Avenue?

14 A Yeah.

15 Q I'm sorry?

16 A Yes.

17 Q Okay. Can you --

18 A Yes.

19 Q Can I trouble to you sit up and just lean into the  
20 microphone, thank you.

21 You always considered Foster Avenue to be your legal  
22 domicile, right, that is the place where you reside?

23 A Before, yes.

24 Q Ms. Ajmal, based on the time you spent in Pakistan, it  
25 would be fair to say that Shujat Abbas's family has lots of

1 properties in Pakistan, correct?

2 A Yes.

3 Q And the prosecutor asked you certain questions earlier  
4 about certain understandings that you had of familial  
5 relationships, and the like, let me ask you this with regard to  
6 those lots of properties in Pakistan, that the Abbas family  
7 owned: It was your understanding that if the Abbas family was  
8 killed, that that property would be given to Javed Iqbal,  
9 Mazhar Iqbal and Shahid Iqbal, right, that was your  
10 understanding?

11 A That's what I hear from Shujat, but I don't know, I don't  
12 really know about that.

13 Q When you say "from Shujat," from Shujat Abbas, that's what  
14 he told you at some point in time, right, that the property  
15 would pass in that fashion if the family wasn't there, right?

16 A Yes.

17 Q The time frame when you were in Pakistan from the time you  
18 got there, until the time of your wedding celebration, your  
19 Uncle Afzal lived in that home as well, right?

20 A Yes.

21 Q He lived in that home as well with his wife, when you were  
22 asked some questions about earlier, Nusrat or Nasree as she was  
23 referred to?

24 A Yes.

25 Q And with regard to Nusrat or Nasree, you told the jury

1 yesterday that your mother passed away when you were a young  
2 child, right?

3 A Yes.

4 Q And would it be fair to say that Nasree, your Aunt Nasree,  
5 raised you like a mother, right?

6 A Yes.

7 Q You were very, very close with her, right?

8 A Yes.

9 Q And you were close with your Uncle Afzal, her husband, as  
10 well, right?

11 A Yes.

12 MR. SOSINSKY: Forgive me, Judge.

13 (Pause in proceedings.)

14 MR. SOSINSKY: No further questions.

15 THE COURT: Any redirect?

16 MS. HECTOR: Briefly, Your Honor.

17 REDIRECT EXAMINATION

18 BY MS. HECTOR:

19 Q Ms. Ajmal, on cross-examination you were asked some  
20 questions about your father indicating that you should seek  
21 police protection if you were fearful during your recorded  
22 calls with him, do you remember that?

23 A Yes.

24 Q At the time that you first started recording phone calls  
25 with your father, you had already contacted law enforcement

A. AJMAL/REDIRECT/HECTOR

1 agents, correct?

2 A Yes.

3 Q Since you've been in the United States, have you disclosed  
4 where you lived to any of your family members?

5 A No.

6 MS. HECTOR: No further questions.

7 THE COURT: You may step down, ma'am. Thank you.

8 MR. SOSINSKY: Your Honor, can we have a -- before the  
9 next witness comes in, can we just have a brief sidebar?  
10 Really take 10 seconds.

11 THE COURT: Try to keep sidebars to a minimum. This  
12 may be one of the first, but we're going to have a sidebar,  
13 briefly.

14 (Sidebar.)  
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A. AJMAL/REDIRECT/HECTOR

1 THE COURT: Okay. Speak over the white noise..

2 MR. SOSINSKY: First, I apologize because I could have  
3 done this before we started, so I do apologize. I just wanted  
4 to preserve my objection to the calling of the expert on the  
5 topics that we have already addressed, but I have to do it on  
6 the record, and I didn't want to do it in front of the jury.  
7 That's all.

8 THE COURT: I think you've already done that with  
9 respect to your objection.

10 MR. SOSINSKY: I think the law requires that I  
11 contemporaneously do it. Anyway, that's all, Judge. Thank  
12 you.

13 THE COURT: Is that the next expert?

14 MS. HECTOR: Yes.

15 THE COURT: Okay.

16 (End of sidebar conference.)

17 (Continued on the next page.)

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A. AJMAL/REDIRECT/HECTOR

1 (In open court.)

2 MR. TUCKER: Your Honor, the government calls  
3 Professor Katherine Ewing.

4 THE COURT: Before you sit, ma'am, can you raise your  
5 right hand?

6 (Witness sworn.)

7 THE WITNESS: Thank you.

8 THE COURT: Welcome, professor. Please state your  
9 name and since you've been identified as a professor, would you  
10 state where you are a professor and spell your name for the  
11 reporter? And then counsel will have some questions for you.

12 I will ask you to speak directly into the microphone,  
13 and as I say to most witnesses, channel your inner Lord Vader  
14 and speak slowly and distinctly, as opposed to your inner Diane  
15 Keaton and speed rapidly, okay?

16 THE WITNESS: Yes.

17 THE COURT: Go ahead.

18 THE WITNESS: My name is Katherine Pratt Ewing, and I  
19 am a professor at Columbia University.

20 THE COURT: Would you spell your name, please?

21 THE WITNESS: Oh, sorry. Katherine,  
22 K-A-T-H-E-R-I-N-E, middle name Pratt, P-R-A-T-T, Ewing,  
23 E-W-I-N-G.

24 THE COURT: And since I earlier made reference to the  
25 mythical Ewing family of Texas, let's just be clear: You're



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1 not one of J.R.'s relatives, is that right?

2 THE WITNESS: That is absolutely true. I've been  
3 asked many times, but I am not.

4 THE COURT: Well, thank you, we'll get that on the  
5 record. Please proceed.

6 MR. TUCKER: Thank you, Your Honor.

7 DIRECT EXAMINATION

8 BY MR. TUCKER:

9 Q Good afternoon, professor.

10 A Good afternoon.

11 Q What's your title at Columbia University?

12 A Professor of religion.

13 Q Do you have any other assignments or responsibilities at  
14 Columbia?

15 A Yes, I'm the director of the Center for the Study of  
16 Religion and Sexuality. And I'm also the MA coordinator of the  
17 Institute for South Asia Studies at Columbia.

18 Q And when you say "MA," what are you referring to?

19 A Master of arts in South Asian studies.

20 Q How long have you been a professor?

21 A I've been a professor for approximately 25 years.

22 Q On what topics has your research focused?

23 A My research has focused primarily on Muslims, my original  
24 Ph.D. dissertation research was in Pakistan on Muslims,  
25 different interpretations of Islam, and particularly focused on

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1 practices -- practices surrounding sufism and local  
2 interpretations of Islam. I've also worked on Muslim migrants  
3 in Europe, specifically in Germany and some in the Netherlands,  
4 and I've done research among South Asian Muslims in the United  
5 States.

6 Q Besides English, what other languages do you speak?

7 A I speak with varying degrees of competency Urdu, Turkish,  
8 French, German, and had an acquaintance with Punjabi, but I  
9 would -- I'm not very good at that at this point in my life.

10 Q Where did you attend college?

11 A Tufts University, just outside of Boston, Massachusetts.

12 Q Where did you obtain your more advanced degrees?

13 A I got a master's -- a master of arts in anthropology at  
14 Boston University and then moved to the University of Chicago  
15 and got a Ph.D. in anthropology.

16 Q What's anthropology?

17 A Anthropology is the study of other societies, cultural  
18 practices in other societies, it includes several branches,  
19 archeology, physical anthropology, linguistics and cultural  
20 anthropology, and my is in cultural anthropology, which means  
21 the study of living societies and cultural practices.

22 Q How do the cultural anthropologists get information as part  
23 of their studies?

24 A There are a number of methods that we use. We do  
25 interviewing, I've done pretty extensive interviewing,

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1 collecting life histories, oral history, people's knowledge  
2 about the world around them. Another key method is participant  
3 observation, actually living with some of the people that you  
4 study, either in the neighborhood with people or sometimes even  
5 living with specific families, and I have spent quite a bit of  
6 time doing all of those things.

7 In addition to other sources of data, such as  
8 newspapers and, these days, the internet is an important source  
9 for anthropologists.

10 Q What led you to focus your studies on South Asia and Islam?

11 A I was interested in cultural differences in concepts of  
12 self and different understanding of and experiences of  
13 religion, and actually originally I was planning to study in  
14 India, but because of the visa situation when I was first doing  
15 research in the mid-1970s, I ended up working in Pakistan and  
16 becoming an expert on Islam.

17 Q What was your doctoral dissertation about?

18 A It was called the pir or sufi saint in Pakistani Islam, and  
19 it was about local people who are healers or seen as sometimes  
20 even miracle workers, and their understandings about what they  
21 do in everyday society in Pakistan.

22 Q How did you go about researching that dissertation?

23 A Well, I spent -- I was there for at one time continuously  
24 for a year-and-a-half. And I lived with a couple of different  
25 families in neighborhoods, lived with families who had

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1 different understandings of what a beard is with a sufi saint  
2 and what legitimate practices are, and would go out into the  
3 neighborhood, into -- I was living in the City of Lahore in the  
4 Punjab, and I would go out into the neighborhood and see what  
5 the sort of neighborhood politics were surrounding he's sufi  
6 saints and shrines, and then out to other cities in the regio  
7 and tracing networks to go out to a couple of villages as well.

8 Q Did you ever visit the area of Gujrat, that's G-U-J-R-A-T,  
9 in Punjab?

10 A Yes, I did. As a matter of fact, the family that I lived  
11 the longest with in Lahore actually had their roots in a  
12 village outside of Gujrat. And I also went to a specific  
13 shrine in that city called Shah Dola Shah and I interviewed the  
14 caretaker of that shrine and the family associated with that  
15 shrine.

16 Q Did you later expand your doctoral dissertation into a book  
17 about Pakistan?

18 A Sort of. I turned the dissertation into a series of four  
19 articles, and took some of the material and used it in a book  
20 that I published in 1997. But there was a lot of new material  
21 and a new approach that I used in the book as well.

22 Q Approximately how many academic articles have you written  
23 over the course of your career?

24 A Approximately 45 articles.

25 Q How many books have you written?

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1 A I've written two single-authored books, and published two  
2 edited volumes.

3 Q What was the last time that you lived for an extended  
4 period in Pakistan?

5 A In the mid-1980s.

6 Q Have you continued to monitor events in Pakistan since  
7 then?

8 A Yes. I continued to for various reasons. I'm involved in  
9 a project -- a new project involving sufi practices, the saints  
10 that I was talking about earlier. And I have students who are  
11 actively doing research in Pakistan now.

12 Q Do you continue to work with other academics who are  
13 studying in Pakistan as well?

14 A Yes, I do. I have a colleague at Columbia right across the  
15 hall from me who goes back and forth between Pakistan and the  
16 United States. He's from Pakistan.

17 Q And you said you oversee graduate students who are studying  
18 in Pakistan?

19 A Yes, and one of those graduate students is in Lahore right  
20 now.

21 Q Are you currently working on a project relating to topic of  
22 honor?

23 A Yes. I'm doing a -- it's a kind of online encyclopedia  
24 article that the title is Honor, and it is about different --  
25 it basically an annotated bibliography where I'm summarizing

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1 the existing literature on the concept of honor.

2 Q Is it honoring in any particular context?

3 A Focused specifically on the Muslim world, so it's broader  
4 than Pakistan, but Pakistan is certainly an important part of  
5 it.

6 Q And what's the organization or the company for whom you're  
7 preparing this online bibliography?

8 A Oxford University Press.

9 Q What have you done in preparation specifically for your  
10 testimony here today?

11 A I've reviewed recent literature on Pakistani legal system,  
12 sort of recent -- some of it I've done actually for this honor  
13 article, but recent changes in legislation. I've looked at the  
14 activities of women's rights groups, and generally looked  
15 through the -- a lot of media publications in the last several  
16 years about women, family, and the law in Pakistan.

17 Q Have you directly participated in the government's  
18 investigation in this particular case?

19 A No.

20 Q Have you reviewed any of the government's evidence in this  
21 case?

22 A No.

23 Q Are you being paid by the government in connection with  
24 your testimony here today?

25 A Yes, I am.

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1 Q What's your hourly rate?

2 A \$400 an hour.

3 Q And approximately how many hours have you spent in  
4 preparation for your testimony here today?

5 A Approximately six to seven hours.

6 Q Have you testified previously as an expert?

7 A Yes, I have.

8 Q On what topics just generally?

9 A Generally, on immigration case -- an asylum case, and on  
10 sort of gender relations among Pakistanis in connection with a  
11 criminal investigation.

12 Q In that criminal investigation where you testified, by  
13 which side were you retained?

14 A The defense.

15 Q And so you said you also provided expert information and  
16 testimony in an immigration proceeding as well?

17 A Yes.

18 Q Is that an asylum proceeding?

19 A Yes, it was.

20 MR. TUCKER: Your Honor, at this time, I request that  
21 the Court certify the witness as an expert in Pakistani  
22 cultural processes, family dynamics and gender and sexuality  
23 amongst Muslims.

24 THE COURT: Any objection?

25 MR. SOSINSKY: Just subject to discussion again.

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1 That's all, Judge.

2 THE COURT: Does that mean you object?

3 MR. SOSINSKY: Yes.

4 THE COURT: Overruled. She's an expert.

5 You may testify. Go ahead.

6 MR. TUCKER: Thank you, Your Honor.

7 BY MR. TUCKER:

8 Q Professor, approximately how many people live in Pakistan?

9 A Approximately a little more than 185 million.

10 Q Is Pakistan divided into states like the United States?

11 A It's divided into provinces.

12 Q How many provinces?

13 A There are four provinces and then other territories that  
14 are administered somewhat differently.

15 MR. TUCKER: Your Honor, if could show something just  
16 to the witness?

17 THE COURT: You may.

18 BY MS. HECTOR:

19 Q Professor, I'm showing you --

20 THE COURT: No, that's not just to the witness.

21 MR. TUCKER: Oops, sorry. I apologize.

22 THE COURT: Wait until Mr. Jackson tells you clear  
23 sailing.

24 Is it clear sailing?

25 THE CLERK: It's good now.

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1 BY MR. TUCKER:

2 Q Professor, I'm showing you what's been marked for  
3 identification as Government's Exhibit 30. You see that?

4 A Yes, I do.

5 Q Do you're recognize this document?

6 A Yes.

7 Q Is this a map?

8 A Yes, it is.

9 Q What does this map show?

10 A It shows the Country of Pakistan, indicates its provinces,  
11 and its place in the geographical region.

12 Q Does this map fairly and accurately represent the provinces  
13 of Pakistan and its location in the region?

14 A Mostly. There's one change since this map was published  
15 that was -- it says, "Northwest Frontier Provinces."

16 Q What's that called now?

17 A It is a called Pakhtunkwa -- sorry, Khyber Pakhtunkwa.

18 Q Would you spell that for the court reporter?

19 A K-H-Y-B-E-R, P-A-K-H-T-U-N-K-W-A.

20 THE COURT: When was that change made, approximately?

21 THE WITNESS: 2010.

22 THE COURT: So this map was presumably done before  
23 then?

24 THE WITNESS: Yes, presumably, I don't believe that  
25 the territorial boundaries have changed.

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1 BY MR. TUCKER:

2 Q Besides that update, is this map otherwise accurate as far  
3 as you can tell, professor?

4 A As far as I can tell.

5 MR. TUCKER: Your Honor, I'm going to move to make  
6 Government's Exhibit 30 and 30A, which is larger image of that  
7 same map?

8 THE COURT: Any objection?

9 MR. SOSINSKY: No.

10 THE COURT: It's admitted. You may publish to the  
11 jury?

12 MR. TUCKER: Thank you, Your Honor.

13 (Exhibit published to the jury.)

14 BY MR. TUCKER:

15 Q Professor, first can we start by talking -- can you please  
16 show the jury where the area in Pakistan has been renamed that  
17 you've just testified about, and you can tap on your screen to  
18 indicate that.

19 A Okay. This -- I don't know what this -- this area here,  
20 which says, "Northwest Frontier," is the area that I was  
21 talking about, where the name has changed.

22 Q And so for the record, you're indicating in the upper  
23 left-hand corner of Government's Exhibit 30?

24 THE COURT: Actually, it looks to me to be the upper  
25 right-hand corner.

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1 A Well, it's the whole area, a little bit lower than where I  
2 actually -- this -- I don't know if I can change it now, but  
3 the -- it happens to be pointing to northern border by mistake  
4 of the province that I'm talking about.

5 MR. TUCKER: Your Honor, to completely correct it.

6 BY MR. TUCKER:

7 Q The upper right-hand corner of Government's Exhibit 30, but  
8 sort of the upper left-hand corner of Pakistan perhaps?

9 A Yes.

10 THE COURT: Why don't we just agree that it says,  
11 "Northwest Frontier," is that what it says?

12 MR. TUCKER: Yes, Your Honor.

13 THE WITNESS: Yes.

14 THE COURT: Can we agree on that, Mr. Sosinsky?

15 MR. SOSINSKY: Yes, sir.

16 THE COURT: Ladies and gentlemen of the jury, she's  
17 referring to the Northwest Frontier area.

18 Go ahead, please.

19 BY MR. TUCKER:

20 Q Now, Professor, you indicated that Pakistan is comprised of  
21 a number of provinces, did I understand you right?

22 A Yes, that's correct.

23 Q Would you please explain to the jury where those provinces  
24 are?

25 A Okay. Well, there's the one we just talked about. What

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1 says on the map, "Northwest Frontier." There is the Punjab.  
2 Should I point?

3 THE COURT: Professor, if it would help you, I don't  
4 trust the lawyers with these light sabers, but if it would help  
5 you, I have a laser pointer. Don't zap anyone over there.  
6 Okay? Keep it above the head. All right?

7 THE WITNESS: Thank you.

8 THE COURT: Point it that way, and if that aids you in  
9 your testimony, use it and then give it to back to me.

10 THE WITNESS: Okay.

11 THE COURT: Okay. No. You've got to point it to the  
12 big map over there.

13 THE WITNESS: Oh.

14 THE COURT: All right? Keep it up high.

15 A Okay. So this is the Punjab, which is the largest  
16 province. The second largest province in terms of -- I'm  
17 saying in terms of population. The second largest province is  
18 Sindh.

19 THE COURT: Would you spell that?

20 THE WITNESS: S-I-N-D-H.

21 THE COURT: Go ahead.

22 THE WITNESS: Right there. And then there's also  
23 would Balochistan.

24 THE COURT: Would you spell that, please?

25 THE WITNESS: On this map it's B-A-L-O-C-H-I-S-T-A-N.

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1 And then Khyber Pakhtunkwa which is -- says, "Northwest  
2 Frontier," on this map.

3 And then there are additional tribal -- federally  
4 administered tribal territories which are kind of along the  
5 border with Afghanistan and additional areas up in here that  
6 are also administered differently than the provinces.

7 BY MR. TUCKER:

8 Q Professor, you testified a few moments about an area called  
9 Gujrat, do you remember that?

10 A Yes.

11 Q Can you please show the jury on Government's Exhibit 30,  
12 where Gujrat is approximately?

13 A Well, if I can see -- this is Lahore where I spent most of  
14 my time, Gujrat Aadowal is a large city right there. Gujrat is  
15 approximately right there (indicating), somewhat smaller city  
16 north of -- northwest of Gujrat -- I mean Gujrat Aadowal.  
17 Sorry.

18 Q Professor, please provide the jury with a little bit of  
19 background about how Pakistani's political borders came to be?

20 A Yes. Before 1947, all of India was controlled by the  
21 British empire, and in 1947, the British gave India its  
22 independence and at that time, Pakistan was split from India as  
23 a -- intended as a homeland for Muslims, a secular-based  
24 homeland for Muslims.

25 Q Professor, you also indicated that Punjab was the largest

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1 province in terms of population?

2 A Yes.

3 Q How do Pakistani urban centers differ from more rural areas  
4 of the country?

5 A Well, they are, of course, socially more complex. There  
6 are people in -- of course, the different urban -- the  
7 different cities are different from each other, but they tend  
8 to be more culturally mixed. There are major educational  
9 institutions. And the villages tend to be more socially  
10 homogeneous, although there are still things like in the Punjab  
11 there are, for example, caste differences within villages,  
12 which mean that people have different inter-seminary  
13 orientation depending on their caste. This is also true in the  
14 cities, but there's other factors that may be played, stronger  
15 role.

16 Q Professor, when you say "homogeneous," what do you mean by  
17 that?

18 A I mean that -- that there are sort of maybe -- not maybe,  
19 but there are definitely stronger sort of expectations in terms  
20 of people's everyday behavior than in the cities where people  
21 can move more anonymously.

22 Q Do rural areas of Pakistan tend to be more socially  
23 conservative?

24 A Yes, they tend to be. Although, there's also the fact that  
25 there's quite a bit of movement between the village and cities,

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1 and then there are also towns that are kind of in between  
2 villages and cities. And with this movement, families, for  
3 example, can be connected. You know, a village family also has  
4 urban connections and that sort of thing.

5 Q Are you familiar with the term panchayat?

6 A Yes.

7 Q What is a panchayat?

8 A Well, in -- traditionally in, and still in India, it was a  
9 form of local -- sort of local council for conflict resolution  
10 and regulating affairs, usually of a village or a caste. In  
11 Pakistan today, panchayats are not an official part of the  
12 government structure, even at the local level.

13 Q So if there are not an official part, what function do they  
14 serve today, in Pakistan?

15 A Well, for -- if there are -- if we're talking about a  
16 village, if there are sort of elders in the village who have  
17 control over the -- over the village, then this is one of the  
18 ways that they administer this control because it's not an  
19 elected body.

20 They -- also, people sometimes turn to the panchayat  
21 because the court system gets clogged and it may take too long  
22 to resolve a dispute through the official court system.

23 Q And I think you explained this a little bit, please tell  
24 the jury about who tends to be part of a panchayat?

25 A So these would be some of the most powerful, often older

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1 men, in the village who have strong influence and often  
2 economic and/or political influence, often those are  
3 associated. Dominant castes tend to be more powerful than more  
4 subordinate castes. And it's sometimes different people or  
5 could be the same people as elected -- an elected village  
6 council.

7 Q Have you heard the term nazim or nazim before?

8 A Yes.

9 Q That's a N-A-Z-I-M?

10 A Yes.

11 Q What is a nazim?

12 A Well, a nazim actually means a kind of leader or head.  
13 This is a part of official local government. A nazim can be at  
14 any one of three different levels. There's the broader  
15 district, and then there's a more local unit, and then the  
16 union council which are at the village level or usually a large  
17 village and surrounding smaller villages, and so a nazim,  
18 there's a nazim at each level.

19 Q What is a nazim responsible for?

20 A Well again, depends on the level, so the local union  
21 council nazims are -- become a representative to the next  
22 larger unit of government. They are also responsible for local  
23 infrastructure, local administration of -- things like roads,  
24 public works kind of thing.

25 The nazim at the district level is -- actually has



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1 control or has supervisory authority over the appointment of  
2 police and has some control of the educational level as well.

3 Q Are relations between men and women in Pakistani families  
4 different than they're in the United States?

5 A Yes. There is an expert element -- expectation of gender  
6 segregation, especially in rural areas, but it also plays out  
7 in certain families and in certain settings in urban areas too,  
8 so that even a very modern family in the city will have the  
9 house arrangements set up so that women can remain secluded if  
10 there are male visitors. So the idea is that in these kind of  
11 domestic settings, men and women who are not part of the  
12 immediate family do not interact.

13 Q And what's the reasoning behind that?

14 A Well, the -- it's not just reasoning, but it's a practice  
15 that is sort of everyday reality, is what people expect their  
16 lives to be like. But the idea is that men and women have  
17 different social worlds, different social lives. And there is  
18 also the idea that men and women, sex should only occur  
19 outside -- sorry, inside of marriage, and therefore,  
20 unnecessary contact between men and women is prevented when  
21 possible.

22 One of ways that it's prevented, women do go outside  
23 the home, but women are -- and again, I'm making real  
24 generalization here, among certain communities, women are  
25 expected to cover themselves when they go outside the home so

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1 that they can't be seen.

2 But other women are more -- don't wear any kind of  
3 coverings, especially in urban areas and in -- sometimes in  
4 villages when they're seen as part of a -- you know, sort of  
5 belong to the village, then women are always expected to cover  
6 even.

7 Q What you do you mean by "cover"?

8 A Again, styles of covering vary. Sometimes it's only a --  
9 sort of a shawl or scarf that you wear over your head. Some  
10 women wear full -- like a full black, what's called a burqa,  
11 B-U-R-Q-A, which has kind of see -- in the traditional style in  
12 Pakistan has been -- there's kind of see-through layers that  
13 prevent people from seeing your face, but you can see out, and  
14 gauze type of cover.

15 And then it, you know, covers the body completely, and  
16 then if you are in the presence of people who can see your  
17 face, then you can just throw off the gauze and be seen.

18 Q Is premarital dating typical in traditional Pakistani  
19 culture?

20 A No.

21 Q Why is that?

22 A Well, the customary way of arranging marriages or having  
23 marriages happens through the parents arranging a marriage,  
24 parents or other relatives. And that's sort of the expectation  
25 that young people have, that their parents will find the best

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1 spouse for them.

2 Q So what is an arranged marriage?

3 A Okay. It's when the parents or other relatives find either  
4 amongst relatives or amongst their social circles, or even via  
5 a matchmaker, find a suitable spouse for their child. And  
6 usually they are looking for somebody who -- where the families  
7 are compatible, where the level of education is comparable,  
8 where the potential spouses will be compatible with each other.  
9 And often, especially in urban areas, and actually probably  
10 more pervasively at this point, the -- increasingly there is  
11 the consent of the -- or the -- the prospective spouses will  
12 meet in the presence of other family members and decide whether  
13 this is the person that they like.

14 Q Is fair to say that all arranged marriages are not forced  
15 marriages?

16 A Yes.

17 Q There's a difference?

18 A There's a big deference between an arranged marriage and a  
19 forced marriage.

20 Q Besides compatibility of the spouses --

21 A Uh-hum (affirmative response).

22 Q -- what other types of considerations come into play when  
23 parties are arranging a marriage?

24 A Well, there are quite a number of factors that can come  
25 into play. These include the relationship of the parents with

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1 relatives or another family, where they may have talked about,  
2 you know, you have got a -- maybe even in early childhood, you  
3 have got a son and I've got a daughter, and, you know, I think  
4 wouldn't it be nice if they married. Sometimes there will be  
5 economic considerations where a father, for example, is  
6 politically important and makes a commitment to somebody who is  
7 important for their political career. Sometimes there are  
8 economic considerations where if the -- if the father, you  
9 know, makes a deal with somebody, so there can be a lot of  
10 factors that -- that contribute to the decision.

11 Q Are arranged marriages between cousins a common practice?

12 A Yes, in Pakistan, and it is talked about as the preferred  
13 form of marriage. And in terms of actual statistics of how  
14 many actually marry cousins, that's a little bit less certain,  
15 or I don't have a specific data on that, but I think it  
16 certainly talks about as a cultural practice that ideally we  
17 would arrange a marriage with a cousin, doesn't necessarily  
18 have to be a first cousin.

19 The stated ideal is what's called a parallel cousin,  
20 where the father and his brother have spouses -- I mean have  
21 children who they arrange to marry. And one of reasons this  
22 was an ideal, was to the keep resources in the family, to keep  
23 land together, for example.

24 Q Is there any basis in Islam as well for this practice of  
25 having first cousins marry each other?

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1 A Yes, it's not in the Qur'an, which is kind of the source --  
2 the prime source of what Islam is. But people turn to the  
3 practices of the prophet Mohammad, who received the Qur'an at  
4 the beginning of Islam.

5 And so he married a cousin, he married his daughter to  
6 a cousin -- to her cousin. And there are other companions of  
7 prophet that also married a cousin.

8 Q What is a dowry?

9 A A dowry is money and goods that a -- the family of the  
10 bride conveys with the bride to the family of the groom. So  
11 it's money, it can be household goods, gold, things like that.

12 Q Can caste be a factor in arranging a marriage?

13 A Yes, in fact, it is an important factor for many families.

14 Q What is caste?

15 A Okay. Caste is something that is more characteristic. We  
16 think of caste in association with India, but it is a social  
17 system in which there are different social groups that are  
18 arranged by occupation and are endogamous, which means you  
19 marry within this group and --

20 THE COURT: What was that word you used?

21 A Endogamous, E --

22 THE COURT: Would you please spell that one?

23 A Yes, E-M-D-O-G-A-M-O-U-S.

24 THE COURT: Thank you. Go ahead.

25 A So in India, it has traditionally been seen as the way the

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1 society is organized. In Islam does not acknowledge caste as  
2 an official -- Islam teaches that everybody is equal and  
3 therefore caste is not sort of a legitimate way of organizing  
4 society, but practice, caste is important, and certainly in the  
5 eastern part of Pakistan in the Punjab. When you move more  
6 towards the western part of Pakistan and have tribal relations,  
7 clan-type relations are more central.

8 Q How does caste factor into the process of arranging a  
9 marriage?

10 A So you're supposed to choose a spouse or your parents  
11 choose a spouse for their child from within that caste or even  
12 within a subcaste.

13 Q Why is that?

14 A Because it's what's expected. It's -- it is a way of  
15 maintaining your status, you have to marry somebody of equal  
16 status.

17 Q Do arranged marriages occur among Pakistani immigrants to  
18 cultures in the United States and in Europe?

19 A Yes, very often.

20 Q What are some of the factors that can take effect in that  
21 process of arranging marriages among Pakistani immigrants?

22 A Well, often the -- it is an important for -- to -- for the  
23 parents to find a spouse who is of equivalent social status,  
24 educational background, and usually, it is a process here where  
25 there is a kind of a negotiation between the -- the children

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1 and the parents in terms of who will be an acceptable partner.  
2 So parents may rule out somebody that they say is not  
3 acceptable, for example, if they are of a different caste or  
4 even different religion. But then usually the children also  
5 have a say about whether this person is okay or they would  
6 rather the parents find somebody else.

7 Q What happens if either the man or the woman refuses to go  
8 forward with an arranged marriage?

9 A Okay. In my experience in Pakistani families, and I've  
10 actually seen this happen, when the parents don't approve of  
11 the choice of a child, in other words, that there's a  
12 disagreement between the parents about whether somebody is a  
13 suitable person or not, often they'll be kind of behind the  
14 scene negotiations to make it work out. In other words, the  
15 parents will tell their friends something about the potential  
16 spouse that makes the person more acceptable to their friends  
17 and associates. And as long as it's kind of quiet and behind  
18 the scenes, there's usually some kind of accommodation that can  
19 be made.

20 Q What is it important for a such accommodation to happen  
21 quietly and behind the scenes?

22 A Well, the -- the -- one of the things that characterizes  
23 Pakistani families is that one has to sort of maintain a  
24 certain kind of respect by following certain social patterns  
25 and expectations. And the way of doing this is to -- and one

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1 that I saw personally, for example, the person that actually  
2 the daughter had chosen, did not fit into that category of the  
3 same caste. But they made and they were concerned that it  
4 would look like a love marriage and so they basically gave  
5 reasons for why they, to the parents, had chosen this person  
6 for -- for their daughter, and since it was advantageous in  
7 other ways, everybody thought it was a good idea.

8 Q What do you mean by love marriage?

9 A Okay. This is often in Pakistan there is a sharp contrast  
10 in sort of popular conversation between an arranged marriage  
11 and a love marriage, which means that the man and the woman  
12 have met outside of these arrangements that the parents are  
13 setting up and have fallen in love and marry for that reason,  
14 but usually, families, as I was saying, turn what looks like a  
15 love marriage into an arranged marriage, in other words as long  
16 as the parents are participating in the process, it becomes an  
17 arranged marriage.

18 Q Why would they want to do that, why would they want to make  
19 a love marriage appear like an arranged marriage?

20 A So that they maintain their respectability as a family.

21 Q How does honor bear on this concept of arranged marriage in  
22 Pakistan?

23 A Well, honor -- it is -- honor, there are many sources of  
24 honor, one of them is being able to ensure that -- to control  
25 over your children and what they do. So part of it will be the

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1 jobs that they get, the education they get, and also  
2 controlling the sexuality of their, well, wives and daughters.

3 Q Why is there honor associated with controlling the  
4 sexuality of wives and daughters?

5 A Because that's -- well, it's one of ways that honor is  
6 defined. It shows your masculinity, it shows your -- another  
7 reason is that in Islam, marriage out -- sex outside of  
8 marriage is strictly prohibited. And therefore, people who  
9 have sex outside of marriage are not good Muslims, and that's  
10 another way of violating one's honor as a family.

11 Q How does the concept of keeping promises factor into  
12 arranged marriages?

13 A Well, it can be important in that if a -- if a father, for  
14 example, has made a promise to a relative, or one of his  
15 associates, business associates, or such, then, you know, as  
16 anywhere, going back on one's promise is -- it can affect your  
17 honor.

18 Q In an instance where a woman is promised or betrothed to a  
19 man, what can happen if she becomes romantically involved with  
20 another man?

21 A Well, as I said, usually the family tries to work it out in  
22 one way or another. They may certainly try to prevent the  
23 relationship, but sometimes, they will try to change the story  
24 so to speak so that it appears as if the family has, in fact,  
25 arranged the marriage.

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1 Q Besides trying to change the story, as you just described,  
2 are there sometimes efforts to obtain mediation?

3 A Yes.

4 Q Please tell us about that.

5 A Okay. So one of things that -- the mediation can be at  
6 many levels. So, you can get relatives to step in and try to  
7 mediate in a sense of try to make everybody in the family  
8 happy, when that's possible. Sometimes there are alliances of  
9 women in a village, for example, who will say -- you know,  
10 argue from Islam that, you know, we need to -- they can take  
11 different positions, either the girl needs to conform or that  
12 the family should not force a girl into a marriage that she  
13 doesn't want. A village Panchayat can mediate in the sense  
14 that they can -- the case can come to them and they will --  
15 it's a rule one way or the other. And as I said, this is kind  
16 of outside the formal channels of government, but, you know,  
17 it's -- and it really depends on -- on the merits of the case,  
18 and the politics of -- of the village or the town in terms of  
19 what happens and what kind of decisions are made.

20 Q Does the issue of how progressed the arranged marriage  
21 process is, factor into what can happen if there are efforts to  
22 not proceed with the arranged marriage?

23 A Yes, certainly there are several stages of marriage, so,  
24 you know, this initial promise can happen -- when there is an  
25 initial promise, it can happen, you know, even when the

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1 children are young, and then there's an engagement, and then  
2 there's a nikah, which is the actual signing of the contract of  
3 marriage, and I should emphasize that a marriage is a contract.  
4 It's not an irrevocable sacrament, and -- but at that point,  
5 the wife, that's the new wife, has not yet gone to live with  
6 her husband's family. And then there's a point where they go  
7 to the husband's family and have a public celebration, and then  
8 there's the actual consummation of the marriage.

9 Q At the nikah stage --

10 A Uh-hum (affirmative response).

11 Q Which is what you said is essentially the creation of this  
12 contract, what happens?

13 A Okay. The parents or the fathers, usually, get together.  
14 The children are present, usually in different rooms, and at a  
15 certain point, so they prepared this contract, and usually  
16 there's a religious functionary that's present, and then they  
17 go to the daughter and ask her permission in effect, they ask  
18 her if she agrees to the marriage, and this is an important  
19 aspect of the Islam. And then -- and then -- and she signs, so  
20 they all sign the terms of this contract.

21 Q How does what stage you're in, of these various stages you  
22 have been explaining, factor into what happens if there is an  
23 effort to stop or avoid the arranged marriage?

24 A Well, of course once the marriage is consummated, then  
25 clearly it's a bigger deal for the marriage not to happen. But

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1 divorce is possible, so even if its gone all the way to the  
2 actual living together, it's possible for them to divorce.

3 And earlier on, the nikah can be broken. And if they  
4 are not yet together, then obviously the social consequences  
5 are a little less if -- they're still significant, but maybe  
6 less significant than they are later in the process.

7 Q What do you mean when you say the social consequences can  
8 be significant?

9 A Well, the -- there are a lot of things that people do to  
10 prepare for a wedding. And if those plans go astray, there are  
11 costs involved, there are -- and the family can feel  
12 embarrassment if the plans and the announced wedding doesn't go  
13 through as planned. So, it can be -- it can produce shame for  
14 the family.

15 (Continued on the next page.)  
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EWING/DIRECT/TUCKER

1 DIRECT EXAMINATION (Continued)

2 BY MR. TUCKER:

3 Q Professor, I want to ask you a few questions now about what  
4 can happen after the public celebration of a marriage, okay?

5 A Yes.

6 Q Where a woman becomes romantically involved with another  
7 man outside of an arranged marriage after this wedding  
8 celebration, can that sometimes result in violence?

9 A It -- occasionally, yes, it can.

10 Q Does it always result in violence?

11 A No.

12 Q What are some of the other things besides violence that can  
13 happen?

14 A Well, the families can accept what's happened. And if a  
15 marriage has already occurred, there can be a divorce. If the  
16 marriage has not yet occurred, they can call it off and accept  
17 that this new person -- they can, as I said, sort of present it  
18 to their friends and relatives as something that they played a  
19 role -- I mean, usually the story is that it's something that  
20 they played a role in facilitating would be the change in  
21 story.

22 But sometimes, you know, it's the -- as in, you know,  
23 anywhere, it can be very upsetting for a family and especially  
24 a father to have his will crossed, and so there can be  
25 violence.

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1 Q What are some of the circumstances where violence might  
2 occur?

3 A Well, if a father, for example -- well, if the family  
4 has -- if the marriage is to a relative and the family has a  
5 lot of sort of ties with this -- with their relatives and  
6 breaking off the marriage disrupts those ties, it can be very  
7 upsetting for the family.

8 If -- can you ask the question again, sir?

9 Q Of course.

10 THE COURT: Why don't you read the question back, and  
11 then maybe we could take a ten-minute break. Would that be  
12 appropriate? A ten-minute break and then we'll finish up at 5,  
13 okay? So read the question back, we'll have an answer, and  
14 then we'll take our ten minute break, comfort break.

15 (Question read.)

16 A So I'll answer this question. So other circumstances might  
17 be if the father, for example, has made a promise to somebody  
18 and there's going to be financial loss or political loss  
19 because of the commitment, he may lose face in his community as  
20 well. So, you know, his honor is challenged by this.

21 But, as I said, unless there are other factors that  
22 play a role in the father's decision, like economic factors and  
23 political factors, or his personality and he may be -- you  
24 know, sort of feel that he has to have all the authority in the  
25 family, for example. And so if his will is crossed, he may

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1 just fly off the handle, for example, or sort of enlist others  
2 to carry out his will.

3 THE COURT: All right. We'll take our ten-minute  
4 break. Do not talk about the case. And, Professor, do not  
5 talk with anyone about your testimony during the break, and  
6 we'll see you in ten minutes.

7 (Jury exits courtroom.)

8 THE COURT: You may step down. Okay. We'll take ten  
9 minutes.

10 (The witness steps down from the witness stand.)

11 (Recess.)

12 (In open court, outside the presence of the jury.)

13 (Defendant enters the courtroom.)

14 THE COURT: Would the witness come back to the stand,  
15 please, and then we'll bring the jury in.

16 (The witness resumes the witness stand.)

17 MS. GANDY: Your Honor, may I just address a quick  
18 issue that just occurred to me? Our next witness has some  
19 health considerations and finds it difficult to not -- she  
20 needs frequent restroom breaks. Is it okay with Your Honor if  
21 she indicates during her testimony that she's hit that moment  
22 that she needs a break?

23 THE COURT: I just turned 64, so all she has to do is  
24 say "64" and I will get it.

25 MS. GANDY: Thank you, Your Honor.

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1 THE COURT: That will be our little secret code.

2 MS. GANDY: Fair enough.

3 THE COURT: Or "birthday," if she doesn't want to make  
4 it unduly personal.

5 (Jury enters courtroom.)

6 THE COURT: Thank you, ladies and gentlemen of the  
7 jury. Look carefully before you sit down. You never know  
8 who's been in this courtroom during the break. Thank you for  
9 your patience and we're going to wrap up at 5, as we promised  
10 before.

11 Please continue with your examination.

12 MR. TUCKER: Thank you, Your Honor.

13 BY MR. TUCKER:

14 Q Professor Ewing, before we took our break, you were  
15 testifying about circumstances in which violence could be the  
16 result of a disrupted arranged marriage. Do you remember that?

17 A Yes.

18 Q Who could be the targets of such violence?

19 A Well, the -- the daughter could be the target, or the  
20 daughter's spouse or the -- I mean the daughter's -- person  
21 that the daughter is involved with. Other relatives could also  
22 be involved.

23 Q So first starting with the daughter, just to be clear, are  
24 you referring to one of the participants in the arranged  
25 marriage?

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1 A Yes, one of the participants in the arranged marriage who  
2 breaks the arranged marriage.

3 Q And who else is a possible target?

4 A Well, the person that she's romantically involved with. It  
5 could be other family members if they are somehow involved in  
6 the sort of breaking the arranged marriage.

7 Q Other family members of whom?

8 A Either the person she's romantically involved with or even  
9 her own family.

10 Q Who typically would commit such violence?

11 A The father or the brother or other male relatives.  
12 Sometimes women can be involved as well in committing the  
13 violence.

14 Q In what way?

15 A Well, they may -- I mean, there are cases of mothers-in-law  
16 who commit violence against their daughters-in-law, for  
17 example.

18 Q How frequently does this type of violence stemming from  
19 disrupted arranged marriages occur in Pakistan?

20 A Well, violence stemming specifically from disrupted  
21 arranged marriages is difficult to say. Actual murders of a  
22 daughter that's gone astray or has violated the honor of the  
23 family more generally in one way or another, approximately, I  
24 think last year it was about a little under 690.

25 Q What are your sources for that number in Pakistan?

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1 A Human Rights Commission gave that particular figure.  
2 Statistics are -- and murders are easier to identify statistics  
3 in terms of than violence more generally, because some -- some  
4 violence goes unreported and, in fact, some murders can go  
5 unreported.

6 But the rate of murders of women in the family by  
7 relatives, in terms of reported murders, is actually lower than  
8 the rate of murders in the United States by husbands,  
9 boyfriends.

10 Q Why is the reporting rate lower in Pakistan?

11 A Because of the -- I think the idea that in some areas,  
12 especially rural areas, that men have the right to control  
13 their daughters and the sexuality of the women in their family.  
14 There are also often collusions between the police and  
15 important families in -- well, in the villages especially, but  
16 also in cities.

17 Q Has there been legislation in Pakistan addressing violence,  
18 in the context of arranged marriage?

19 A Yes.

20 Q Please tell us about that.

21 A Well, in -- as I mentioned in the beginning of my  
22 testimony, the laws of Pakistan when Pakistan was founded were  
23 basically secular. They were a carryover from the British  
24 system. In the 1970s, the -- a concern developed with law  
25 conforming with Islamic law or Shariat, which has various

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1 spellings, but S-h-a-r-i-a-t.

2 And so -- and it became an important political issue,  
3 so in 1979, there were Islamic laws passed that actually really  
4 worked against women. They were called the Hudood Ordinances,  
5 H-u-d-o-o-d. And it meant that any kind of sex outside of  
6 marriage in one particular ordinance. Often women were being  
7 blamed for their own rape, being raped and that sort of thing.

8 And then in 1997, there was another law passed to make  
9 punishment for violence more consistent with Islamic law, at  
10 least certain interpretations of Islamic law. And that's one  
11 of the big issues in Pakistan today is interpreting Islam.  
12 It's not that there's simply one interpretation.

13 And so this law basically allowed a family to -- if  
14 they -- if a member of a family was a victim of violence, it  
15 allowed that family to forgive the perpetrator is one of the  
16 things that allowed. But in -- and so sometimes that was --  
17 really worked to the disadvantage of women who were subject to  
18 violence, because often the perpetrator and the victim were  
19 part of the same family or same extended family, relatives in  
20 other words.

21 Then the secular government, subsequent secular  
22 governments and active human rights and women's rights groups  
23 have pushed changes in the law since then. So in 2004, 2005,  
24 2006, new laws were passed that basically reduced the impact of  
25 the 1997 law.

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1 Q With respect first to that 1997 law, what was the mechanism  
2 or some of the mechanisms that allowed victims to forgive  
3 perpetrators?

4 A Well, you could -- one of the primary mechanisms was that  
5 the perpetrator could pay money to the victim's family.

6 Q Is that called any particular name or term?

7 A Yes. That's -- well, it's the -- the law is Qisas and  
8 Diyat, and so the Diyat is the compensation.

9 Q And what is Diyat? How do you spell Diyat?

10 A D-i-y-a-t.

11 Q Is there a relationship between this concept of Diyat and  
12 blood money?

13 A Well, of course, blood money, yes. I mean, it's -- yes,  
14 it's a fairly closely linked idea.

15 Q Now directing your attention to the 2005 laws that you were  
16 mentioning, are those laws consistently enforced in Pakistan?

17 A No, they're not, although there are increasingly public  
18 movements to enhance enforcement of these laws. But one of the  
19 problems is sometimes the police are not interested in  
20 enforcing them, because they feel -- they may feel that the  
21 honor of the -- they may side with the perpetrators of the  
22 violence.

23 Q Professor Ewing, how does violence address the dishonor  
24 that occurs when an arranged marriage is violated or disrupted?

25 A Well, part of the -- I mean, a common statement that people

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1 make is that my -- you know, I have been shamed or I have to  
2 restore my honor or the family's honor. I think part of the  
3 logic is that in terms of certain cultural practices in  
4 Pakistan and certain principles that masculinity and honor are  
5 linked with being able to assert one's authority and control  
6 even when it's emotionally painful.

7 In other words, you may, for example, love a daughter  
8 and yet feel that you have to do this because to prevent -- or  
9 to demonstrate that you're strong, that you're a strong man.

10 MR. TUCKER: I have nothing further, Your Honor.

11 THE COURT: Your witness.

12 MR. SOSINSKY: I have no questions for the witness.

13 Thank you.

14 THE COURT: Thank you, Professor, you may step down.  
15 You are excused. Next witness, please.

16 MS. GANDY: Your Honor, the government calls  
17 Rukhsana Kousar.

18 THE COURT: I will ask you to spell that as she comes  
19 in.

20 MS. GANDY: R-u-k-h-s-a-n-a K-o-u-s-a-r.

21 THE COURT: Thank you.

22 MS. GANDY: The witness will be with us momentarily,  
23 Your Honor. She's occupied at the moment.

24 (Pause in the proceedings.)

25 (Witness sworn.)

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1 THE COURT: Thank you. The record should reflect,  
2 ladies and gentlemen of the jury, you can see we are using the  
3 services of the previously sworn interpreter. The questions  
4 will be asked in English. They will be interpreted. Please  
5 have a seat, Ms. Kousar. They will be interpreted into the  
6 language of the witness, which is?

7 THE INTERPRETER: Punjabi.

8 THE COURT: Punjabi, and then translated, the answers  
9 translated from Punjabi into English. I state that not so much  
10 for you folks, because you're here and you're seeing it, as  
11 well as for the record.

12 Okay. Please proceed, Ms. Gandy.

13 MS. GANDY: Thank you, Your Honor.

14 Ms. Verma, if I may ask that you move the microphone a  
15 little closer to you since you are the one that the jury will  
16 understand.

17 THE INTERPRETER: Is that okay?

18 MS. GANDY: Yes. We'll let you know if we can't hear  
19 you clearly.

20 THE INTERPRETER: All right.

21 RUKHSANA KOUSAR,

22 called by the Government, having been first  
23 duly sworn, was examined and testified as follows:

24 DIRECT EXAMINATION

25 BY MS. GANDY:

SHERRY BRYANT, RMR, CRR

KOUSAR/DIRECT/GANDY

1 Q Good afternoon, Ms. Kousar.

2 A Good afternoon.

3 Q What country are you currently living in?

4 A America.

5 Q How long have you lived in the United States?

6 A One year and three months.

7 Q Why did you come to the United States?

8 A As a witness.

9 Q Are you a citizen of the United States?

10 A No.

11 Q Where were you born?

12 A Barnala, Azad Kashmir. B-a-r-n-a-l-a. Azad, A-z-a-d.

13 Kashmir, K-a-s-h-m-i-r.

14 Q And is that an area bordering Pakistan?

15 A Yes.

16 Q How old are you, Ms. Kousar?

17 A About 48, 49 years old.

18 Q Are you a citizen of Pakistan?

19 A Yes.

20 Q As a child, did you attend school in Pakistan?

21 A Yes.

22 Q How old were you when you stopped attending school?

23 A About 17 and a half or 18 years old. I don't remember

24 exactly how old I was.

25 Q When you left school at about 17 or 18 years old, did you

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KOUSAR/DIRECT/GANDY

1 get married?

2 A Yes.

3 Q To whom did you get married?

4 A Choudhry Mohammad Asghar. C-h-o-u-d-h-r-y, Mohammad,  
5 M-o-h-a-m-m-a-d, Asghar, A-s-g-h-a-r.

6 Q What year did you and your husband get married?

7 A '84.

8 Q Is that 1984?

9 A Yes.

10 Q And going forward, is it okay if I refer to your husband as  
11 Asghar?

12 A Yes.

13 Q Where did your marriage to Asghar take place?

14 A In Chiryawala.

15 Q And is Chiryawala the place where you grew up?

16 A No. Barnala.

17 Q What is Barnala?

18 A Barnala is a town or a big city.

19 Q And approximately how far away from Chiryawala is Barnala?

20 A I don't remember exactly how long does it take, but if you  
21 have your own vehicle, it takes about half an hour. If you go  
22 on bus, then it takes about one hour.

23 Q Where did your husband grow up, Asghar?

24 A In Chiryawala.

25 Q And prior to your marriage to Asghar that took place in

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KOUSAR/DIRECT/GANDY

1 Chiryawala, who decided that you and Asghar would be married?

2 A I saw him and he saw me. Then his father and my mother,  
3 they decided.

4 Q And was your father alive at the time that you and Asghar  
5 were married?

6 A No.

7 Q After you and Asghar were married in Chiryawala, where did  
8 you live?

9 A For two months in Chiryawala.

10 Q And in whose house in Chiryawala did you live?

11 A In Asghar's house.

12 Q Was that his family home?

13 A Yes.

14 Q Who else lived in that home with you?

15 A My husband's sisters and his father.

16 Q You said that you lived in that home for about two months  
17 after getting married; is that right?

18 A Yes.

19 Q Where did you move to after those two months?

20 A Dubai.

21 Q Why did you move to Dubai?

22 A My husband had job over there.

23 Q What kind of job did your husband have in Dubai?

24 A He was shovel operator. He had government job over there.

25 Q And what year was this that you moved to Dubai?

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1 A '84.

2 Q After you and Asghar were married and moved to Dubai, did  
3 you have any children with him?

4 A Yes.

5 Q How many children did you have?

6 A Five.

7 MS. GANDY: I'm now going to publish, Your Honor, if  
8 I might, Government Exhibit 2 that's in evidence.

9 THE COURT: Yes, you may publish it to the jury and  
10 the witness.

11 (Exhibit published to the jury and witness.)

12 Q Ms. Kousar, can you see the picture on your screen there?

13 A Yes.

14 Q Do you recognize the people that are shown in these  
15 photographs?

16 A Can you make it a little larger a little bit?

17 Q Sure. I can zoom it in for you.

18 THE COURT: We have a smaller version of Exhibit 2, if  
19 that would be helpful.

20 MS. GANDY: Thank you, Your Honor.

21 THE COURT: You can place that in front of the witness  
22 if she would find that of use. It's the same document.

23 A Okay. All right. It's my husband on the first on the left  
24 side.

25 Q This man that I'm pointing to here?

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KOUSAR/DIRECT/GANDY

1 A Yes.

2 Q And who is your oldest child with Asghar?

3 A Shujat Abbas.

4 Q And is this a picture of Shujat here on the bottom  
5 left-hand corner?

6 A Yes. This one (indicating).

7 Q How old is Shujat?

8 A On this month, the 17th, he turned 26 years old.

9 Q What country does Shujat live in currently?

10 A In America.

11 Q Turning to the next picture, who is this that I'm pointing  
12 at?

13 A Abida Asghar.

14 Q How old is Abida Asghar?

15 A Twenty-four years. She's two years younger to Shujat.

16 Q And what -- does Abida currently live in the United States?

17 A She lives in Spain, but she is currently over here. She's  
18 visiting.

19 Q Turning to the next photograph, who is this?

20 A Madeeha Asghar.

21 Q And is she your third oldest child?

22 A Yes.

23 Q Is your daughter Madeeha still with us, Ms. Kousar?

24 A No.

25 Q When did Madeeha die?

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KOUSAR/DIRECT/GANDY

1 A February 25th, 2013.

2 Q And where did that happen?

3 A In Chiryawala.

4 Q How old was she when she passed away?

5 A She's two years younger to the older child to her. Maybe  
6 21, you can say.

7 Q Ms. Kousar, looking at the next photograph, who is this  
8 that I'm pointing to?

9 A Seemab Asghar.

10 Q And how old is Seemab Asghar?

11 A Twenty years old.

12 Q What country does she currently live in?

13 A In America.

14 Q And finally, on the right-hand side, the bottom right-hand  
15 corner, who is this, Ms. Kousar?

16 A Nayab Asghar.

17 Q How old is Nayab Asghar?

18 A First of this month, she turned 18.

19 Q What country does she currently live in?

20 A In America.

21 Q And, Ms. Kousar, your husband Mohammad Asghar who we  
22 started with, is he still with us?

23 A No.

24 Q When did he pass away?

25 A February 25th, 2013.

SHERRY BRYANT, RMR, CRR

KOUSAR/DIRECT/GANDY

1 Q Where did that occur?

2 A In Chiryawala.

3 Q Ms. Kousar, where were each of your five children with  
4 Asghar born?

5 A In Dubai.

6 Q And you said you moved to Dubai in 1984; is that right?

7 A Right.

8 Q How many years did you and Asghar and the children live in  
9 Dubai?

10 A I lived there for about 17 or 18 years, and my husband had  
11 been living before me there.

12 Q When did you move back to Pakistan?

13 A I don't remember the year.

14 Q You thought it was about 17 or 18 years after you moved to  
15 Dubai, though, is that right?

16 A Yes.

17 Q Would it be fair to say it was sometime around 2001 then?

18 A Yes, maybe it was 2001. I don't remember exactly what  
19 year.

20 Q When you moved back to Pakistan from Dubai, who moved back  
21 to Pakistan with you?

22 A My children.

23 Q Where did you live in Pakistan when you returned?

24 A My mother had passed away and first we went to Barnala.

25 Q How long did you stay in Barnala after your mother passed

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1 away?

2 A For two weeks.

3 Q After those two weeks, where did you live?

4 A In Chiryawala, in my house.

5 Q You said you moved back to Pakistan with your children.

6 Where was Asghar during that time?

7 A In Dubai.

8 Q Why did he stay in Dubai if you and the children moved back  
9 to Pakistan?

10 A Because he had a job there.

11 Q Did Asghar eventually move back to Pakistan to live with  
12 you?

13 A He used to come and visit us.

14 Q And at some point, did he move back to Pakistan  
15 permanently?

16 A Yes.

17 Q Do you remember when that happened?

18 A Two years before he died.

19 Q So would it be fair to say around 2011?

20 A Yes, two years before that.

21 Q What happened with Asghar's work in Dubai when he returned  
22 to Pakistan?

23 A Shujat was doing that.

24 Q And was Shujat living in Dubai during that period?

25 A Yes.

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KOUSAR/DIRECT/GANDY

1 MS. GANDY: Your Honor, shall I continue?

2 THE COURT: How much longer do you have with the  
3 witness?

4 MS. GANDY: This is a rather long witness, Your Honor.

5 THE COURT: Then I think it's 5:00 and I promised you  
6 a 5:00 adjournment. We will adjourn today at 5. We will  
7 resume tomorrow at 9:30 promptly. Please, ladies and  
8 gentlemen, do not talk about the case, read anything about it.  
9 I will see you tomorrow at 9:30 a.m. Thank you.

10 (Jury exits courtroom.)

11 (The witness steps down from the witness stand and  
12 withdraws from the courtroom.)

13 THE COURT: All right. The jury has left the  
14 courtroom. Is there anything else we need to discuss today?

15 MS. GANDY: Not from the government, Your Honor.

16 MR. SOSINSKY: Nothing from the defense.

17 THE COURT: We'll resume at 9:30 tomorrow morning.

18 MR. TUCKER: Thank you, Your Honor, have a good day.

19 THE COURT: And you.

20 (Whereupon, the proceedings were adjourned at 5:03  
21 p.m. until June 27, 2014 at 9:30 a.m.)

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KOUSAR/DIRECT/GANDY

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5 A. AJMAL/DIRECT/HECTOR 534

A. AJMAL/CROSS/SOSINSKY 594

6 A. AJMAL/REDIRECT/HECTOR 648

EWING/DIRECT/GANDY 651

7 EWING/DIRECT/TUCKER 652

KOUSAR/DIRECT/GANDY 689

8 GEX 52 620

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